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miss Helen Clark

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Rules and Regulations

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 63-WA-8]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS [NEW]

Designation and Revocation of Reporting Points

The purpose of these amendments to §§ 71.203, 71.205, and 71.207 is to designate a reporting point and revoke some existing reporting points.

Air traffic control requirements periodically change with regard to specific reporting points due to modifications to operating procedures or alterations to airway configurations. Recent changes of this nature obviate the requirement for the Stonyfork, Pa., intersection reporting point in the intermediate stratum and the Las Vegas, Nev., VOR reporting point in the high stratum. They also require that the O'Neill, Nebr., VORTAC and the Evansville, Ind., VORTAC be designated as low altitude and intermediate altitude reporting points respectively. Therefore, action is taken herein to cancel or designate, as appropriate, these reporting points.

Since these amendments are procedural in nature and do not involve the designation of airspace, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical chart, these amendments will become effective more than 30 days after publication.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), the following actions are taken:

1. In § 71.203 (27 F.R. 220-157, November 10, 1962) "O'Neill, Nebr." is added.

2. In § 71.205 (27 F.R. 220-165, November 10, 1962) "Stonyfork INT: INT Wilkes-Barre, Pa., 279°, Philipsburg, Pa., 031° radials." is deleted and "Evansville, Ind." is added.

3. In § 71.207 (27 F.R. 220-170, November 10, 1962) "Las Vegas, Nev." is deleted.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

These amendments shall become effective 0001 e.s.t., April 4, 1963.

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1652; Filed, Feb. 14, 1963; 8:45 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart G—Radiation and Radiation Sources Intended for Use in the Production, Processing, and Handling of Food

GAMMA RADIATION AND GAMMA RADIATION SOURCES FOR PROCESSING OF FOOD

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by the Department of the Army, Quartermaster Research and Engineering Center, Natick, Massachusetts, and other relevant material, has concluded that the following food additive regulation should issue to provide for the safe use of gamma radiation on canned bacon. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), Part 121 is amended by adding to Subpart G the following new section:

§ 121.3002 Gamma radiation for the processing of food.

Gamma radiation for the processing of food may be safely used under the following conditions:

(a) The radiation source consists of sealed units containing the isotope cobalt 60.

(b) The gamma radiation is used or intended for use as follows:

Irradiated food	Limitation	Use
Canned bacon.	Irradiated in cans coated with polymeric and resinous coatings meeting the specifications in § 121.2514; absorbed dose: 4.5 to 5.6 megarads.	Radiation preservation.

(c) A record of the total dose absorbed shall be obtained by the use of phantoms having the same geometry as the containers of food and containing dosimeters suitable for the maintenance of a permanent record of exposure. Measurement of total dose shall be made by use of 1 phantom per 24-hour period of operation or by use of 1 phantom for each 1,000 packages exposed, whichever occurs first, with the exposure records being retained for Food and Drug Administration inspection for a period of 1 year.

Any person who will be adversely affected by the foregoing order may at any

time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: February 8, 1963.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 63-1571; Filed, Feb. 14, 1963; 8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 208—FLOOD CONTROL REGULATIONS

Platoro Dam and Reservoir, Conejos River, Colorado

Pursuant to the provisions of section 7 of the Act of Congress approved December 22, 1944 (58 Stat. 890; 33 U.S.C. 709), the following regulations are hereby prescribed to govern the use of the storage for flood control purposes in the Platoro Reservoir on the Conejos River, Colorado, and the operation of Platoro Dam for flood control purposes, effective upon publication in the FEDERAL REGISTER.

§ 208.23 Platoro Dam and Reservoir, Conejos River, Colorado.

The Bureau of Reclamation shall operate the Platoro Dam and Reservoir in the interest of flood control as follows:

(a) The storage capacity allocated to flood control in Platoro Reservoir is that shown by the Flood-Control Storage Reservation Diagram currently in force, and shall be utilized to control, insofar as is possible, the flow of the Conejos River at the Mogote gage and Los Sauces gage to 2,000 and 1,600 cubic feet per second, respectively. The Bureau of Reclamation shall procure such current basic data and make such runoff fore-

casts as are necessary to determine the required flood-control storage reservation from the Flood-Control Storage Reservation Diagram currently in force. The Flood-Control Storage Reservation Diagram in force as of the promulgation of this section is that dated January 23, 1963, File No. RGG-PL-RM-1/6, and is on file in the Office of the Chief of Engineers, Department of the Army, Washington, D.C., and in the office of the Commissioner of Reclamation, Washington, D.C. Revisions of the Flood-Control Storage Reservation Diagram may be developed from time to time as necessary by the Corps of Engineers and the Bureau of Reclamation. Each such revision shall become effective upon the date specified in the approval thereof by the Chief of Engineers and the Commissioner of Reclamation and from that date until replaced shall be the Flood-Control Storage Reservation Diagram currently in force for purposes of this section. Copies of the Flood-Control Storage Reservation Diagram currently in force shall be kept on file and may be obtained from the Office of the District Engineer, Corps of Engineers, and the Regional Director, Bureau of Reclamation, in charge of the locality.

(b) During the period of each year from March 1 to May 10, the appropriate date when the Mogote discharge first exceeds 2,000 c.f.s., hereinafter designated as the evacuation period, the reservoir shall be operated in such manner that the required flood-control storage reservation, as determined for May 10 from the Flood-Control Storage Reservation Diagram currently in force and the procedures of this paragraph, is attained by the time the discharge at Mogote first exceeds 2,000 c.f.s. The evacuation will be attained with maximum practical rates of release from storage whenever the water then in storage is subject to the provisions of the second unnumbered paragraph of Article VI of the Rio Grande Compact. The discharge during the evacuation period will be determined on the basis of periodic forecasts prepared by the Bureau of Reclamation at intervals of one month or less beginning with a March 1 forecast of the seasonal volume of runoff to be expected at Mogote gage as follows:

(1) Determine the seasonal volume of runoff to be expected at Mogote from the date of forecast to July 31.

(2) The volume of runoff to be expected at Mogote for the period from May 10 to July 31 will be estimated by deducting the minimum monthly flows of record for the period from the time of the periodic forecasts to May 9 from the volume forecast for the period from the date of forecast to July 31.

(3) The required May 10 flood-control reservation will be determined from the Flood-Control Storage Reservation Diagram currently in force using the estimated May 10 to July 31 runoff volume.

(4) If the existing reservoir content is greater than the required May 10 content, the reservoir will be drawn down at the maximum rate practicable whenever the water then in storage is subject to the provisions of the second unnumbered paragraph of Article VI of

the Rio Grande Compact and otherwise at rates of flow that will insure that the required May 10 content is reached by that date.

(5) If the flow exceeds 2,000 c.f.s. at Mogote gage or 1,600 c.f.s. at Los Sauces gage prior to May 10, operation of the reservoir shall be in accordance with paragraph (c) of this section.

(c) During the period of each year from May 10 to July 31, hereinafter designated as the filling period, the reservoir shall be operated in such manner that the reservoir content shown on the Flood-Control Storage Reservation Diagram currently in force will not be exceeded except when storage above these levels is required to limit, insofar as possible, the flows to 2,000 c.f.s. at Mogote or 1,600 c.f.s. at Los Sauces. The discharge during the filling period will be determined as follows:

(1) Beginning with the May 10 estimate, which is based on the May 1 forecast, periodic estimates at intervals of one or more days, as required, will be made by the Bureau of Reclamation of the volume of runoff to be expected at Mogote gage for the period from the date of each estimate to July 31. If and when reliable forecasts can be made subsequent to May 1, the estimate will be revised accordingly.

(2) The required flood-control reservation as of the date of each estimate will be determined from the Flood-Control Storage Reservation Diagram currently in force using the estimated runoff volume as determined in subparagraph (1) of this paragraph.

(3) If the existing flood-control reservation is less than the required reservation, releases will be made at the maximum rate possible within the flow limits previously shown in this paragraph.

(4) So long as the existing flood-control reservation is greater than the required reservation, inflow in excess of the current irrigation demand may be stored, provided that such storage is not prohibited by Article VII of the Rio Grande Compact.

(d) Whenever the available reservoir capacity below spillway crest elevation is less than 6,000 acre-feet, the only additional storage to be made is that which is required for flood control, and water shall be released at the maximum rate possible within the flow limits shown in paragraph (c) of this section.

(e) Whenever the reservoir level shall have risen above spillway crest elevation or is expected to rise above that level within the next 48 hours, releases may be increased above those previously specified to minimize the peak rate of outflow from the reservoir. However, the maximum rate of such release and spill shall not exceed the probable maximum mean daily rate of inflow to the reservoir during the period of spill.

(f) Forecast data, proposed schedule of releases, storage changes and current operating data shall be provided daily by telephone or as otherwise requested to the District Engineer, Corps of Engineers, by the representative of the Bureau of Reclamation in immediate charge of the Platoro Dam during periods of flood-control regulation for both evacuation

and storage. These data shall include such items as, reservoir elevation, reservoir storage, inflow, discharge, and other pertinent available hydrologic data.

(g) The Platoro Reservoir Project will be operated for flood control at all times in the manner described above in conformity with the Rio Grande Compact and no departure from the foregoing flood-control regulations will be made except with the advice and consent of the Rio Grande Compact Commission: *Provided*, That whenever the Corps of Engineers or the Bureau of Reclamation determines that an emergency exists affecting the safety of major structures or endangering life and so advises the Rio Grande Compact Commission in writing, these rules of operation may be suspended during the period of and to the extent required by such emergency. [Regs., January 23, 1963 ENGCV-EY] (Sec. 7, 58 Stat. 890; 33 U.S.C. 709)

J. C. LAMBERT,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 63-1651; Filed, Feb. 14, 1963;
8:45 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department MISCELLANEOUS AMENDMENTS TO CHAPTER

The regulations of the Post Office Department are hereby amended, among other things, to reflect the provisions of Public Law 87-793, approved October 11, 1962 (see 27 F.R. 12483-12485 for previous notice of the revised postage rates and fees), and to make certain revisions for the purpose of clarification.

PART 12—ENVELOPES

I. Section 12.1 is amended to show that brilliant colored envelopes must not be used. As so amended § 12.1 reads as follows:

§ 12.1 Color.

Use any light color that does not interfere with legible address and post mark. Brilliant colors must not be used.

NOTE: The corresponding Postal Manual section is 122.1.

II. Amend § 12.3 to read as follows:

§ 12.3 Size, shape, and ratio.

Envelopes of standard sizes and shapes are essential to the economical handling of mail, both by machine and manual methods. The following standards apply to envelopes:

(a) Envelopes less than 3 inches in width (height) or $4\frac{1}{4}$ inches in length are nonmailable.

(b) Envelopes more than 9 inches in width (height) or 12 inches in length are not recommended.

(c) Envelopes having shapes other than rectangular are nonmailable.

(d) Envelopes having a ratio of width (height) to length of less than 1 to 1.414 (1 to the square root of 2) are not recommended.

NOTE: The corresponding Postal Manual section is 122.3.

PART 13—ADDRESSES

III. In § 13.2, amend paragraphs (a) and (b) to read as follows:

§ 13.2 Arrangement of address.

(a) The proper place for the address is in the lower right portion of the address area; the postage (stamps or meter stamps or permit imprints) in the upper right corner; and the return address of the sender in the upper left corner.

Frank B. White
2416 Front Street
St. Louis 25, Mo.



Mr. Henry Brown
24789 Alaska Avenue
Chicago 52, Illinois

(b) Leave at least 3½ inches of clear space, from top to bottom, at the right end of the address side of envelopes, folders, or labels. This space will be used for address, postage, postmark, and other prescribed endorsements such as "airmail" or "special delivery." On large envelopes or mailing pieces, leave on the right end of the address side a clear rectangular space of not less than 3 by 4¼ inches for the address, stamps, postmarks, etc. See § 21.2(b)(2) of this chapter regarding the arrangement of the address on post cards.

NOTE: The corresponding Postal Manual sections are 123.2 a and b.

IV. Amend § 13.5 to read as follows:

§ 13.5 Mailing list services.

(a) *Correction of mailing lists*—(1) *Service available.* Mailing lists submitted by departments of State governments, municipalities, religious, fraternal, and recognized charitable organizations and mailing lists used by concerns or persons for the solicitation of business by mail will be corrected as frequently as requested, at the expense of the owners of the lists. For lists received from Federal agencies and Members of Congress, see subparagraph (4) of this paragraph. Postal employees must not compile mailing lists including occupant lists.

(2) *Name and address lists*—(i) *Method of submission.* Typewritten or printed lists should be submitted to the post office that serves the addresses, on cards, one name and address to a card. Cards should be approximately the size and quality of a postal card. The owner of the list must place his name in the upper left corner of each card. At third- and fourth-class post offices,

mailing lists may be submitted in sheet form. Lists should be submitted by mail only, except large lists presented by local firms for correction.

(ii) *Type of corrections made.* Names to which mail cannot be delivered or forwarded will be crossed off; incorrect house, rural, or post office box numbers will be corrected; initials will be corrected where apparently the name is known to the owner of the list; and the head of the family will be indicated, if known, when two or more names are shown for the same address. New addresses for patrons who have moved will be furnished when permanent forwarding orders are on file. If no change is necessary, an x will be marked in the upper right corner of the card. New names will not be added to a list. See paragraph (c) of this section.

(3) *Occupant lists*—(i) *Method of submission.* Lists of street addresses may be submitted on cards (as described in subparagraph (2) (i) of this paragraph), one address to a card, or in sheet form, provided the sheets are made up separately by carrier routes and each sheet bears the list owner's name and address.

(ii) *Type of corrections made.* Lists for mail addressed to "occupant" and street address will be corrected. Numbers representing incorrect or non-existent street addresses will be crossed off, but numbers will not be changed or added. Business addresses will be indicated by inserting B opposite the number. Addresses on a rural route will be indicated by R. The number of separate family units will be indicated opposite addresses of apartment houses or other multiple dwellings. If no change is necessary, an x will be marked in the upper right corner of the card or sheet. Corrected cards or sheets will be grouped

by routes when returned to the owner so that he may handle and label mailings by routes.

(4) *Charges.* The minimum charge for each list corrected is \$1. For lists of more than 20 names or addresses, the charge is 5 cents per name or street address, including individual apartments. Payment must be made in advance by cash or money order. Lists used by Members of Congress and Federal agencies are corrected without charge. Where rural routes have been consolidated or changed to another post office, no charge will be made for correction if the list contains only names of persons residing on the route or routes involved.

(5) *Postage on lists.* Typewritten lists are subject to postage at the first-class rate. Those prepared by stencil, mimeograph, printing, or similar process may be mailed at the third- or fourth-class rate depending on the weight. Lists are returned to customers free of postage.

(b) *Furnishing address changes to election boards and registration commissions.* Residential change-of-address information is available to duly constituted election boards or registration commissions using permanent registration, at a cost of 5 cents for each change-of-address Form 3575. An election board or registration commission desiring this information must submit to the postmaster, a written request signed by an authorized official. The postmaster shall transmit the request to the Regional Director for approval. On approval, the postmaster will receive necessary procedural instructions from the Regional Director for release, control, and return of change-of-address Form 3575.

(c) *Address cards arranged in sequence of carrier delivery.* Address cards may be arranged in sequence of carrier route delivery without charge. The cards must be the size and quality of a postal card, one address to a card. The list owner's name must appear in the upper left corner of the card. Cards bearing incorrect, nonexistent, or other undeliverable addresses will be withdrawn and corrected at the charges provided in paragraph (a) (4) of this section. Mailers may submit address plates or stencils instead of cards when satisfactory arrangements can be made to handle them. Postmasters must check to see that mailers whose lists have been arranged in sequence prepare bundles for each route with the individual pieces in address sequence. This service shall not be provided to mailers who do not make the required premailing preparation, and it must not be provided as a substitute for the list correction service provided by paragraph (a) of this section.

(d) *Furnishing city and State schemes.* To assist volume mailers in the preparation of their mailings, postmasters may furnish, on request, a copy of the city scheme or the State scheme used by clerks for sorting mail.

NOTE: The corresponding Postal Manual section is 123.5.

RULES AND REGULATIONS

PART 16—SECOND-CLASS BULK MAILINGS

V. In § 16.2, amend paragraph (f) to read as follows:

§ 16.2 Wrapping.

(f) Sealed or unsealed envelopes used as wrappers and sealed wrappers or other sealed covers must show in the upper right corner a notice of entry and in the upper left corner the name of the publication and the mailing address to which undeliverable copies or change of address notices are to be sent. See §§ 22.2(e)(6) and 48.2(b)(4) of this chapter for additional instructions.

NOTE: The corresponding Postal Manual section is 126.26.

PART 21—FIRST-CLASS

VI Section 21.1 is amended as follows:

§ 21.1 Rates.

Kind of mail	Rate
All first-class mail except postal and post cards and drop letters.	5 cents per ounce or fraction of an ounce.
Drop letters.	4 cents per ounce or fraction of an ounce.
Single postal cards, and post cards.	4 cents each.
Double postal cards and post cards (reply portion of double post card does not have to bear postage when originally mailed).	8 cents (4 cents each portion).
Business reply mail (see § 21.2(c) of this chapter):	
Cards.	6 cents each.
Other than cards:	
Weight not over 2 ounces.	5 cents per ounce or fraction of an ounce plus 2 cents per piece.
Weight over 2 ounces.	5 cents per ounce or fraction of an ounce plus 5 cents per piece.
Airmail.	See § 26.1 of this chapter.

NOTE: The corresponding Postal Manual section is 131.1.

VII. In § 21.2, amend paragraph (a) (7) to read as follows:

§ 21.2 Classification.

(a) Description. * * *

(7) Post cards are manufactured by private concerns and must conform to the following specifications:

(i) *Size, shape, and ratio.* Not larger than $3\frac{3}{16}$ by $5\frac{1}{16}$ inches, nor smaller than 3 by $4\frac{1}{4}$ inches. Must be rectangular in shape. A ratio of width (height) to length of less than 1 to 1.414 (1 to the square root of 2) is not recommended. (See §§ 21.3(b) and 24.3(b) of this chapter.)

(ii) *Material.* An unfolded and uncreased piece of cardboard of approximately the quality and weight of a postal card; thickness not less than 0.0085 or more than 0.0095 of an inch, and the cardboard to be uniform in thickness and as near 0.0090 as possible.

(iii) *Color.* Any light color that does not interfere with legible address and postmark.

These specifications apply to single post cards and each part of double post cards.

NOTE: The corresponding Postal Manual section is 131.217.

VIII. In § 21.3, amend paragraph (b) to read as follows:

§ 21.3 Weight and size limits.

(b) *Size, shape, ratio, and sealing.* There is no maximum limit of size. The following standards apply to envelopes, cards, and self-mailers having postage paid thereon at the first-class postage rate:

(1) Pieces less than 3 inches in width (height) or $4\frac{1}{4}$ inches in length are non-mailable.

(2) Pieces having shapes other than rectangular are nonmailable.

(3) Pieces having a ratio of width (height) to length of less than 1 to 1.414 (1 to the square root of 2) are not recommended.

(4) Pieces which are not sealed or secured on all four edges so that they may be handled by machines are not recommended.

NOTE: The corresponding Postal Manual section is 131.31.

PART 22—SECOND CLASS

IX. In § 22.1, amend paragraphs (a), (b) and (c) to read as follows:

§ 22.1 Rates.

(a) *Within the county of publication*—(1) *All publications, except those chargeable at per copy rates.* (See subparagraph (2) of this paragraph.)

	Beginning—	
	Jan. 7, 1963	Jan. 1, 1965
Rate per pound.	Cent 1	Cent $1\frac{1}{4}$
Minimum rate per piece.	$\frac{1}{8}$	$\frac{1}{8}$

(2) *Per copy rates.* Copies for delivery at office of mailing having city or village letter carrier service (and for delivery at publisher's headquarters office except when second-class zone rates are higher):

Newspapers issued more often than weekly: 1 cent per copy.

Periodicals (all publications issued less frequently than weekly):

Copies weighing 2 ounces or less: 1 cent per copy.

Copies weighing over 2 ounces, any weight: 2 cents per copy.

(b) *Outside the county of publication*—(1) *All publications, except those accepted at the special rate or classroom rate.*

(i) Pound rates.

	Rates in cents per pound, beginning—		
	Jan. 7, 1963	Jan. 1, 1964	Jan. 1, 1965
Nonadvertising portion.	2.6	2.7	2.8
Advertising portion:			
Zones 1 and 2.	3.4	3.8	4.2
Zone 3.	4.4	4.8	5.2
Zone 4.	6.4	6.8	7.2
Zone 5.	8.4	8.8	9.2
Zone 6.	10.4	10.8	11.2
Zone 7.	12.0	12.0	12.0
Zone 8.	14.0	14.0	14.0
(ii)(a) Minimum rate per piece.	0.6	0.8	1.0
(b) Except any issue of a publication the advertising portion of which does not exceed 5 percent of the entire issue.	.55	.65	.75
(c) And except publications mailing less than 5,000 copies per issue outside the country of publication.	.5	.5	.5

(iii) If the total postage computed at the pound rates does not amount to the appropriate minimum rate per piece or more, postage must be computed at the minimum charge per piece. (See § 22.1(g).)

(2) *Special rate publications.* Issued by and in the interest of the following organizations and associations not organized for profit and none of the net income of which benefits any private stockholder or individual, when specially authorized by the Department. (See § 22.3(c)(1).)

(i) Religious.

(ii) Educational.

(iii) Scientific.

(iv) Philanthropic.

(v) Agricultural.

(vi) Labor.

(vii) Veterans.

(viii) Fraternal.

(ix) Associations of rural electric cooperatives.

(x) The official highway agency of a State (limited to one publication that meets all the requirements of § 22.2(b) and that contains no advertising).

Reading and advertising portions combined	Rates in cents, beginning—		
	Jan. 7, 1963	Jan. 1, 1964	Jan. 1, 1965
Rate per pound or fraction thereof.	1.6	1.7	1.8
Minimum charge per piece.	$\frac{1}{8}$	$\frac{1}{8}$	$\frac{1}{8}$

(3) *Classroom publications.* Religious, educational, or scientific publications designed specifically for use in school classroom or in religious instruction classes: 60 percent of the postage computed either at the regular pound rates in subparagraph (1)(i) of this paragraph or at the minimum per piece rate in subparagraph (1)(ii)(a) of this paragraph.

(c) *Transient rate.*

Copies mailed by public. 4 cents for first 2 ounces; 1 cent each additional ounce or fraction thereof, or the fourth-class rate, whichever is lower.

Sample copies in excess of 10 percent allowance.

Copies to persons not included in list of subscribers.

NOTE: The corresponding Postal Manual sections are 132.11, 132.12 and 132.13.

§ 22.2 [Amendment]

X. In § 22.2 *Qualifications for second-class privileges*, amend subparagraph (1) of paragraph (c) to read as follows:

(c) *Publications of institutions and societies.* (1) Publications that do not have subscribers and that are issued as follows may contain only the publishers own advertising and not under any conditions the advertising of other persons, institutions, or concerns: By a regularly incorporated institution of learning, by a regularly established State institution of learning supported in whole or in part by public taxations, including bulletins issued by State boards of health, State industrial development agencies, State conservation and fish and game agencies or departments, and State boards or departments of public charities and corrections, and by a public or nonprofit private elementary or secondary institution of learning or its administrative or governing body.

NOTE: The corresponding Postal Manual section is 132.231.

§ 22.3 [Amendment]

XI. In § 22.3, *Application for second-class privileges*, make the following changes:

A. In paragraph (c) amend subparagraph (1) to read as follows:

(c) *Application for publications that have second-class privileges.* * * *

(1) Publishers of newspapers or periodicals of those nonprofit organizations and associations listed in § 22.1(b)(2) may file applications by letter to the postmaster for the special rate. They must submit evidence to establish their nonprofit status and to show that they come within one of the categories stated.

B. Amend paragraph (e) to read as follows:

(e) *Fees.* The fees to accompany applications for second-class original entry, reentry, or additional entry, or for registration as a news agent, are:

Kind	Amount
Original entry—circulation not more than 2,000	\$30
Original entry—circulation 2,001 to 5,000	60
Original entry—circulation 5,001 and over	120
News-agent registry	25
Reentry because of change in title, frequency of issue, office of publication, or other reasons	15
Additional entry:	
Within Zones 1 and 2	15
Within Zones 3 to 8	50

If an application is not approved, no part of the fee is returned to the applicant.

NOTE: The corresponding Postal Manual sections are 132.331 and 132.35.

§ 22.4 [Amendment]

XII. In § 22.4 *What may be mailed at the second-class rates*, make the following changes:

A. In paragraph (b), amend subparagraph (3) to read as follows:

(b) *Editions or issues.* * * *

(3) Issues containing annual reports, directories, lists, and similar text as a part of the contents, but the copies may not be distinguished from the regular issues by bearing designations which indicate they are annuals, directories, catalogs, yearbooks, or other types of separate publications. The regular annual subscription price must include the copies of such issues.

NOTE: The corresponding Postal Manual section is 132.42c.

B. In paragraph (d), amend subparagraph (5) to read as follows:

(d) *Supplements.* * * *

(5) Bound periodicals must observe the provisions of paragraph (h) of this section.

NOTE: The corresponding Postal Manual section is 132.44e.

C. In paragraph (f) amend subparagraph (1)(iv) and subparagraph (6) to read as follows:

(f) *Copies not paid for by the addressee—*(1) *Sample copies.* * * *

(iv) Samples for delivery in the county of publication are subject to the rates shown in § 22.1(a).

(6) *Advertisers' proof copies.* One complete copy of each issue may be mailed at the pound rates to each advertiser in the issue to prove that the advertisements have been printed or, instead, copies may be mailed to the advertising representatives or agents of the publication. The number of proof copies of each issue sent under this section may not exceed the number of advertisers in the issue.

NOTE: The corresponding Postal Manual sections are 132.461d and 132.466.

D. Delete the present paragraph (g) and redesignate paragraphs (h) and (i) as paragraphs (g) and (h) respectively.

NOTE: The corresponding Postal Manual sections are 132.47 and 132.48.

E. In redesignated paragraph (h) amend subparagraphs (2) and (5) to read as follows:

(h) *Advertisements.* * * *

(2) Pages of advertisements may not be smaller than one-eighth of the size of the regular pages when they include coupons or application or order forms occupying one-half or less of the page as permitted by paragraph (g)(3)(v) of this section.

(5) Multiple page advertisements may be prepared for detachment as permitted by paragraph (g)(3)(i) of this section and may be held together by staples or other means separate from and in addition to the regular binding of the periodical.

NOTE: The corresponding Postal Manual sections are 132.48b and 132.48e.

XIII. In § 22.5, amend paragraph (c) to read as follows:

§ 22.5 *Second-class mailing privilege for news agents.*

* * * * *

(c) *Remailing without payment of postage.* A news agent may not remove packages of copies from a post office, write an address on each copy, and return them to the office for dispatch or delivery without paying additional postage.

NOTE: The corresponding Postal Manual section is 132.53.

PART 23—CONTROLLED CIRCULATION PUBLICATIONS

XIV. Amend § 23.1 to read as follows:

§ 23.1 Rates.

	Rates in cents, beginning—		
	Jan. 7, 1963	Jan. 1, 1964	Jan. 1, 1965
Per pound or fraction of a pound	12½	13	13½
Minimum charge per piece	1	1	1

NOTE: The corresponding Postal Manual section is 133.1.

PART 24—THIRD-CLASS

XV. Amend § 24.1 to read as follows:

§ 24.1 Rates.

(a) *Single piece rate.* All matter not in the first or second-class (see § 24.3(a) for weight limit) except mailings made under paragraph (b) and (c) of this section: 4 cents first 2 ounces or fraction of 2 ounces plus 2 cents for each additional ounce or fraction of an ounce.

(b) *Bulk rates.* (See § 24.2(b)(2) and § 24.4b.)

	Authorized nonprofit organizations only (see § 24.5)	All other mailings
(1) Books and catalogs having 24 or more bound pages with at least 22 printed, seeds, cuttings, bulbs, roots, scions, and plants (see 134.31 for weight limit).	6 cents per pound or fraction.	12 cents per pound or fraction.
Minimum rate per piece:		
Jan. 7, 1963	1½ cents	2½ cents
Jan. 1, 1964	1½ cents	2½ cents
Jan. 1, 1965	1½ cents	2½ cents
(2) All matter, except the items in paragraph (b)(1) of this section, not included in the first or second class (see § 24.3(a) for weight limit).	9 cent per pound or fraction.	18 cents per pound or fraction.
Minimum rate per piece:		
Jan. 7, 1963	1½ cents	2½ cents
Jan. 1, 1964	1½ cents	2½ cents
Jan. 1, 1965	1½ cents	2½ cents

(3) If the total postage computed at the pound rates does not amount to the minimum rate per piece or more, postage must be computed at the minimum charge per piece. (See § 24.2(b)(2).)

(c) *Keys, identification cards, identification tags, or similar identification devices.* Keys, identification cards, identification tags, or similar identification devices that are without cover and that bear, contain, or have securely attached the name and complete post office address of a person, organization, or concern with instructions to return to such address and a statement guaranteeing the payment of the postage due on delivery: 6 cents each 2 ounces or fraction of 2 ounces.

NOTE: The corresponding Postal Manual section is 134.1.

XVI. In § 24.2, amend paragraph (b) to read as follows:

§ 24.2 Classification.

(b) *Application of rates.* The rates in § 24.1 are applied as follows:

(1) The single rate is applied to each piece according to its weight.

(2) The bulk rate is applied to mailings of identical pieces separately addressed to different addressees in quantities of not less than 50 pounds or of not less than 200 pieces. All the pieces in a bulk mailing must be identical as to size, weight, and number of enclosures, but the printed textual matter need not be identical. Postage is computed at pound rates on the entire bulk mailed at one time, except that in no case shall less than the minimum charge per piece be paid. The annual bulk mailing fee must be paid at or before the first mailing each calendar year. (See § 24.4 for other conditions governing acceptance of bulk mailings.)

(3) The rate for keys and identification items placed loose in the mail under the conditions in § 24.1(c) is applied to each item according to its weight. When there are several items for the same addressee, the office of mailing will place them in an envelope or wrapper addressed to the intended recipient and marked to show the amount of postage due. The amount of postage will be computed on each item and not on the bulk weight of the mailing piece.

NOTE: The corresponding Postal Manual section is 134.22.

XVII. Amend § 24.3 to read as follows:

§ 24.3 Weight and size limitations.

(a) *Weight.* Each piece may weigh up to but not including 16 ounces, except letters for the blind. (See Part 28 of this chapter.)

(b) *Size, shape, and ratio.* There is no maximum limit of size. The following standards apply to envelopes, cards, and self-mailers having postage paid thereon at the third-class rates:

(1) Pieces less than 3 inches in width (height) or 4¼ inches in length are non-mailable.

(2) Pieces having shapes other than rectangular are nonmailable.

(3) Pieces having a ratio of width (height) to length of less than 1 to 1.414

(1 to the square root of 2) are not recommended.

NOTE: The corresponding Postal Manual section is 134.3.

§ 24.4 [Amendment]

XVIII. In § 24.4 *Preparation—payment of postage*, make the following changes in paragraph (b) *Bulk mailings*.

A. Amend subparagraph (1) to read as follows:

(1) *Annual fee.* A fee of \$30 must be paid each calendar year. Lettershops and other concerns must pay the \$30 fee for each customer for whom mailings are made, unless each customer pays it. This fee is separate from the \$15 fee that must be paid for a permit to mail under the permit imprint system. See § 34.1 (a) of this chapter.

B. In subparagraph (3) amend subdivision (ii) to read as follows:

(3) *Markings required.* * * *
(ii) "Nonprofit organization" or the abbreviation "Nonprofit Org." by authorized nonprofit organizations. (See § 24.5.)

C. In subparagraph (5) amend subdivision (iv) to read as follows:

(5) *Preparation of mailing.* * * *
(iv) *Simplified address.* See § 13.4 of this chapter.

NOTE: The corresponding Postal Manual sections are 134.421, 134.423b, and 134.425d.

XIX. Amend § 24.5 to read as follows:

§ 24.5 Nonprofit organizations.

(a) *Types—(1) What may qualify.* Only the following organizations or associations not organized for profit and none of the net income of which benefits any private stockholder or individual may be authorized to mail pieces at the rates provided for such organizations by § 24.1(b)(1) and (2).

- (i) Religious.
- (ii) Educational.
- (iii) Scientific.
- (iv) Philanthropic.
- (v) Agricultural.
- (vi) Labor.
- (vii) Veterans'.
- (viii) Fraternal.

(2) *What may not qualify.* The following and similar organizations do not come within the prescribed categories even though they may be organized on a nonprofit basis: Automobile clubs; business leagues; chambers of commerce; citizens' and civic improvement associations; individuals; municipal, county, or State governmental bodies; mutual insurance associations; political organizations; service clubs such as Civitan, Kiwanis, Lions, Optimist, and Rotary; social and hobby clubs; associations of rural electric cooperatives; and trade associations.

(b) *Application—(1) Filing.* Application on Form 3624, "Application to Mail at Special Bulk Third-Class Rates for Qualified Nonprofit Organizations" or "Associations", must be filed by the organization or association at the post office where mailings will be deposited.

(2) *Approval or denial.* The application Form 3624 together with any sup-

porting papers will be sent to the postal services center. (Pending a decision, bulk mailings subject to the minimum per piece charge may be handled in accordance with paragraph (c) of this section.) The postmaster at the postal services center will approve or deny the application. The application Form 3624 and any supporting papers will be returned with the decision to the postmaster where the application was filed for notification of the applicant.

(3) *Appeal.* The decision of the postmaster at the postal services center may be appealed by the applicant, in writing to the postmaster where the application was filed. The postmaster will forward the appeal through the postal services center to the Bureau of Operations, Classification and Special Services Division. The appeal must be accompanied by the original application and all supporting papers.

(c) *Temporary mailings.* Until final action is taken on the application, postage paid on the mailings may be at the special rates, provided the mailer deposits with the postmaster an amount sufficient to cover the additional postage at the higher rates. See § 24.1(b)(1) and (2). This deposit will be returned to the mailer if the application is approved. If the application is denied, the deposit will not be returned. The deposit will be converted into postage-due stamps, and the stamps canceled and given to the mailer if no appeal is made. If appeal is made, action concerning the deposit will be deferred.

(d) *Revocation.* The approval may be revoked if the authorization was given to an organization or association which was not qualified or which becomes unqualified. The postmaster who approved the application will notify the organization of the pending cancellation of the authorization and of the reasons for the cancellation. The organization will be allowed 10 days within which to file a written statement why the authorization should not be canceled. When no answer is filed, the postmaster will cancel the authorization. If an answer is filed, decision will be made by the Bureau of Operations, Classification and Special Services Division, whether the authorization shall be continued in effect. Notice of the decision will be given the organization through the postmaster.

NOTE: The corresponding Postal Manual section is 134.5.

§ 24.7 [Amendment]

XX. In § 24.7 *Enclosures*, amend subparagraph (1) of paragraph (b) to read as follows:

(b) *All other third-class matter—(1) Permissible.* An invoice (see § 25.5(b)(2) of this chapter); manuscripts accompanying proof sheets (see § 25.5(b)(1)(vi)(b) of this chapter).

NOTE: The corresponding Postal Manual section is 134.721.

XXI. Amend § 24.8 to read as follows:

§ 24.8 Sealing.

(a) *Examination.* Third-class mail must be prepared by the mailer so that it can be easily examined. Third-class

mail which is not sealed or secured so that it may be handled by machines is not recommended. Mailing of sealed articles at the third-class rates of postage is deemed to be with the consent of the mailer to postal inspection of the contents.

(b) *Marking.* All sealed pieces mailed at the third-class postage rates must be legibly marked with the two words "Third Class." The marking may not be within or part of a meter stamp, permit imprint, the markings required by § 24.4(b) (3) or a decorative design.

NOTE: The corresponding Postal Manual section is 134.8.

PART 25—FOURTH-CLASS

XXII. In § 25.1, amend paragraph (c) to read as follows:

§ 25.1 Rates.

(c) Educational materials.

Kind of mail	Rate (without regard to zone)		
	First pound, beginning—		Each additional pound or fraction
	Jan. 7, 1963	Jan. 1, 1964	
	Cents	Cents	Cents
Books; 16-millimeter films and 16 millimeter film catalogs (Rate applies for films and catalogs except when mailed to commercial theatres); printed music, printed objective test materials, sound recordings, manuscripts for books, periodical articles, and music; printed educational reference charts permanently processed for preservation; and loose-leaf pages, and binders therefor, consisting of medical information for distribution to doctors, hospitals, medical schools, and medical students. See § 25.2(a)(4)	9½	10	5

NOTE: The corresponding Postal Manual section is 135.13.

§ 25.2 [Amendment]

XXIII. In § 25.2 *Classification*, make the following changes in paragraph (a) *Description*:

A. In subparagraph (4), amend subdivision (v) and add a new subdivision (viii) to read as follows:

(v) Sound recordings, including incidental announcements of recordings, and guides or scripts prepared solely for use with such recordings.

(viii) Looseleaf pages, and binders therefor, consisting of medical information for distribution to doctors, hospitals, medical schools, and medical students.

NOTE: The corresponding Postal Manual section is 135.214 e and h.

B. In subparagraph (5), amend subdivision (i) (d) and (e) to read as follows:

(d) Periodicals, whether bound or unbound.

(e) Sound recordings. (See also subdivision (ii) (b) of this subparagraph.)

NOTE: The corresponding Postal Manual section is 135.215a (4) and (5).

XXIV. In § 25.3, amend paragraph (a) to read as follows:

§ 25.3 Weight and size limits.

(a) *Weight.* Each addressed piece must weight 16 ounces or more but not in excess of the following limits:

(1) Parcels mailed at or to any second-, third-, or fourth-class post office; to or from any rural or star route; to or from any Army-Air Force or Fleet post office; to or from any post office in Alaska or Hawaii; or to, from, or between any territory or possession of the United States, including the Canal Zone and Trust Territory of the Pacific Islands, must not exceed 70 pounds. See Part 17 of this chapter for weight limits to certain APO's.

(2) Parcels mailed at a first-class post office in the United States for delivery at the same or any other first-class post office in the United States are limited to 40 pounds when addressed for delivery in the local, first, and second zones; and to 20 pounds when addressed to the third through the eighth zones; except that

parcels mailed on or addressed for delivery on a rural or star route, parcels mailed to or from any post office in Alaska or Hawaii, parcels mailed at the post office from which served by patrons located on rural or star routes (rural or star route address of sender must be shown), or parcels containing baby poultry, nursery stock, agricultural commodities, books, other items listed in § 25.1 (c) and (d), and Braille-writers and other appliances for the blind are subject to the limit in subparagraph (1) of this paragraph. (The term "agricultural commodities" includes any product grown or produced incident to an agricultural activity on a farm or in a garden, orchard, nursery, or forest but does not include manufactured products of such commodities.) Parcels containing such articles must be marked to show the nature of the contents, unless such information can be ascertained by outward examination of the parcel.

NOTE: The corresponding Postal Manual section is 135.31.

PART 26—AIRMAIL

XXV. Amend § 26.1 to read as follows:

§ 26.1 Rates.

Weight	Kind of mail	Rate
8 ounces or less	Air postal or post cards	6 cents each.
	Letters and packages	8 cents an ounce.
	Business reply:	
	Air cards	8 cents each.
	Airmail other than cards:	
	Weight not over 2 ounces	8 cents an ounce, plus 2 cents per piece.
	Weight over 2 ounces	8 cents an ounce, plus 5 cents per piece.

Weight over 8 ounces and not exceeding—

NOTE: See footnote b regarding first-class mail

	RATE					
	Zones 1, 2, and 3	Zone 4	Zone 5	Zone 6	Zone 7	Zone 8
1 pound	\$0.68	\$0.73	\$0.78	\$0.83	\$0.88	\$0.88
2 pounds	1.16	1.23	1.34	1.47	1.55	1.68
3 pounds	1.64	1.73	1.90	2.11	2.27	2.48
4 pounds	2.12	2.23	2.46	2.75	2.99	3.28
5 pounds	2.60	2.73	3.02	3.39	3.71	4.08
6 pounds	3.08	3.23	3.58	4.03	4.43	4.88
7 pounds	3.56	3.73	4.14	4.67	5.15	5.68
8 pounds	4.04	4.23	4.70	5.31	5.87	6.48
9 pounds	4.52	4.73	5.26	5.95	6.59	7.28
10 pounds	5.00	5.23	5.82	6.59	7.31	8.08
11 pounds	5.48	5.73	6.38	7.23	8.03	8.88
12 pounds	5.96	6.23	6.94	7.87	8.75	9.68
13 pounds	6.44	6.73	7.50	8.51	9.47	10.48
14 pounds	6.92	7.23	8.06	9.15	10.19	11.28
15 pounds	7.40	7.73	8.62	9.79	10.91	12.08
16 pounds	7.88	8.23	9.18	10.43	11.63	12.88
17 pounds	8.36	8.73	9.74	11.07	12.35	13.68
18 pounds	8.84	9.23	10.30	11.71	13.07	14.48
19 pounds	9.32	9.73	10.86	12.35	13.79	15.28
20 pounds	9.80	10.23	11.42	12.99	14.51	16.08
21 pounds	10.28	10.73	11.98	13.63	15.23	16.88
22 pounds	10.76	11.23	12.54	14.27	15.95	17.68
23 pounds	11.24	11.73	13.10	14.91	16.67	18.48
24 pounds	11.72	12.23	13.66	15.55	17.39	19.28
25 pounds	12.20	12.73	14.22	16.19	18.11	20.08
26 pounds	12.68	13.23	14.78	16.83	18.83	20.88
27 pounds	13.16	13.73	15.34	17.47	19.55	21.68
28 pounds	13.64	14.23	15.90	18.11	20.27	22.48
29 pounds	14.12	14.73	16.46	18.75	20.99	23.28
30 pounds	14.60	15.23	17.02	19.39	21.71	24.08
31 pounds	15.08	15.73	17.58	20.03	22.43	24.88
32 pounds	15.56	16.23	18.14	20.67	23.15	25.68
33 pounds	16.04	16.73	18.70	21.31	23.87	26.48
34 pounds	16.52	17.23	19.26	21.95	24.59	27.28
35 pounds	17.00	17.73	19.82	22.59	25.31	28.08
36 pounds	17.48	18.23	20.38	23.23	26.03	28.88
37 pounds	17.96	18.73	20.94	23.87	26.75	29.68
38 pounds	18.44	19.23	21.50	24.51	27.47	30.48
39 pounds	18.92	19.73	22.06	25.15	28.19	31.28
40 pounds	19.40	20.23	22.62	25.79	28.91	32.08
41 pounds	19.88	20.73	23.18	26.43	29.63	32.88
42 pounds	20.36	21.23	23.74	27.07	30.35	33.68
43 pounds	20.84	21.73	24.30	27.71	31.07	34.48
44 pounds	21.32	22.23	24.86	28.35	31.79	35.28

RULES AND REGULATIONS

Weight over 8 ounces and not exceeding—	NOTE: See footnote b regarding first-class mail					
	RATE					
	Zones 1, 2, and 3	Zone 4	Zone 5	Zone 6	Zone 7	Zone 8
45 pounds.....	\$21.80	\$22.73	\$25.42	\$28.99	\$32.51	\$36.08
46 pounds.....	22.28	23.23	25.98	29.63	33.23	36.88
47 pounds.....	22.76	23.73	26.54	30.27	33.95	37.68
48 pounds.....	23.24	24.23	27.10	30.91	34.67	38.48
49 pounds.....	23.72	24.73	27.66	31.55	35.39	39.28
50 pounds.....	24.20	25.23	28.22	32.19	36.11	40.08
51 pounds.....	24.68	25.73	28.78	32.83	36.83	40.88
52 pounds.....	25.16	26.23	29.34	33.47	37.55	41.68
53 pounds.....	25.64	26.73	29.90	34.11	38.27	42.48
54 pounds.....	26.12	27.23	30.46	34.75	38.99	43.28
55 pounds.....	26.60	27.73	31.02	35.39	39.71	44.08
56 pounds.....	27.08	28.23	31.58	36.03	40.43	44.88
57 pounds.....	27.56	28.73	32.14	36.67	41.15	45.68
58 pounds.....	28.04	29.23	32.70	37.31	41.87	46.48
59 pounds.....	28.52	29.73	33.26	37.95	42.59	47.28
60 pounds.....	29.00	30.23	33.82	38.59	43.31	48.08
61 pounds.....	29.48	30.73	34.38	39.23	44.03	48.88
62 pounds.....	29.96	31.23	34.94	39.87	44.75	49.68
63 pounds.....	30.44	31.73	35.50	40.51	45.47	50.48
64 pounds.....	30.92	32.23	36.06	41.15	46.19	51.28
65 pounds.....	31.40	32.73	36.62	41.79	46.91	52.08
66 pounds.....	31.88	33.23	37.18	42.43	47.63	52.88
67 pounds.....	32.36	33.73	37.74	43.07	48.35	53.68
68 pounds.....	32.84	34.23	38.30	43.71	49.07	54.48
69 pounds.....	33.32	34.73	38.86	44.35	49.79	55.28
70 pounds.....	33.80	35.23	39.42	44.99	50.51	56.08

EXCEPTIONS

a. Parcels weighing less than 10 pounds, measuring over 84 inches but not exceeding 100 inches in length and girth combined, are chargeable with a minimum rate equal to that for a 10-pound parcel for the zone to which addressed.

b.

FIRST-CLASS AIRMAIL WEIGHING OVER 8 OUNCES

[If weight is not listed below, use rate in Air Parcel Post Table.]

	Weighting over—	But not over—	Pay
Zones 1, 2, and 3.....	8 ounces.....	16 ounces.....	Pay 8 cents per ounce for the first 8 ounces plus 5 cents for each ounce or fraction of an ounce over 8 ounces.
	18 ounces.....	70 pounds.....	
Zone 4.....	9 ounces.....	16 ounces.....	
	19 ounces.....	70 pounds.....	
Zone 5.....	10 ounces.....	16 ounces.....	
	22 ounces.....	32 ounces.....	
	33 ounces.....	70 pounds.....	
Zone 6.....	11 ounces.....	16 ounces.....	
	24 ounces.....	32 ounces.....	
	37 ounces.....	48 ounces.....	
	50 ounces.....	70 pounds.....	
Zone 7.....	11 ounces.....	16 ounces.....	
	26 ounces.....	32 ounces.....	
	40 ounces.....	48 ounces.....	
	55 ounces.....	64 ounces.....	
	69 ounces.....	80 ounces.....	
	83 ounces.....	96 ounces.....	
	98 ounces.....	70 pounds.....	
Zone 8.....	Zone 8 only: Parcels weighing over 12 ounces but not over 16 ounces of any pound. For example articles: Weighting over— 12 ounces 28 ounces 44 ounces 60 ounces NOTE: If parcel weighs any number of pounds and a fraction up to 12 ounces, but not over 70 pounds, pay air zone rate for next full pound.		

XXVI. In § 26.2, amend paragraphs (b) and (c) (1) to read as follows:

§ 26.2 Classification.

(b) *Articles acceptable.* Mail of all classes, except that which may be damaged by low temperatures or high altitudes, is accepted for airmail. (See § 15.8 of this chapter.)

(c) *Application of rates.* (1) Postage is charged on airmail (except postal and post cards) according to weight at the rates in § 26.1 regardless of the class of mail, except that when first-class mail is enclosed in an article weighing more than 8 ounces, the rate may not in any instance be less than 8 cents for each ounce not in excess of 8 ounces plus 5 cents for each ounce or fraction of an ounce over 8 ounces.

NOTE: The corresponding Postal Manual sections are 136.22 and 136.231.

XXVII. In § 26.6, amend paragraph (a) to read as follows:

§ 26.6 Marking, sealing, and depositing.

(a) Place the word "Airmail" prominently on the address side of flat mail preferably below the stamps and above the address, and on the top, bottom, and sides of parcels. Adhesive Label 19, available without charge at the local post office, may be used. The return address of the sender must be shown on the address side of each air parcel mailed at zone rates of postage.

NOTE: The corresponding Postal Manual section is 136.61.

PART 27—OFFICIAL MAIL

XXVIII. Amend § 27.7 to read as follows:

§ 27.7 Former Presidents.

All mail of former United States Presidents Herbert Hoover, Harry S. Truman, and Dwight D. Eisenhower shall be accepted without prepayment of postage if it bears the written signature of sender, or a facsimile signature, in the upper right corner of the address side.

NOTE: The corresponding Postal Manual section is 137.7.

XXIX. Amend Part 28 to read as follows:

PART 28—FOR THE BLIND

Sec.

- 28.1 Description.
- 28.2 Letters.
- 28.3 Publications.
- 28.4 Reproducers, sound recordings, other materials and appliances for the preparation of reading matter for blind persons.
- 28.5 Markings.
- 28.6 Weight and size limits.

AUTHORITY: §§ 28.1 to 28.6 issued under R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501.

§ 28.1 Description.

Mail for blind persons includes letters, books, pamphlets, and other material written or published in point print or raised characters, or in sightsaving-size type (14 point or larger), or reproduced on sound recordings; reproducers for sound recordings or parts of reproducers; braille-writers and other appliances used by or for blind persons to convey information for any purpose except advertising.

§ 28.2 Letters.

Letters for blind persons include those written in point print or raised characters or produced as sound recordings for the purpose of correspondence. The rates are the same as for third-class printed matter. See Part 24 of this chapter.

§ 28.3 Publications.

(a) *Special rate.* The following articles which meet the conditions stated may be mailed at the rate of 1 cent for each pound or fraction of a pound:

(1) Books, pamphlets, and other reading matter, including pages thereof, published (whether prepared by hand or printed) either in raised characters or in sightsaving-size type, or in the form of sound recordings, for use of blind persons, containing no advertising or other matter whatsoever when sent unsealed—

- (i) By an institution, agency, publisher, organization, or association (including a library or school and including organizations or associations of or for blind persons), not conducted for private profit, on a rental basis to blind readers, or when returned by the blind reader to such organizations, at a price not greater than the cost price thereof; or
- (ii) To a blind person at a price not greater than the cost price thereof; or

(iii) To an institution, agency, publisher, organization, or association (including a library or school and including organizations or associations of or for blind persons), not conducted for private profit, to be furnished to a blind reader at a price not greater than the cost price thereof.

(2) Magazines, periodicals, and other regularly issued publications published (whether prepared by hand, or printed) either in raised characters or in sight-saving-size type, or in the form of sound recordings, for use of blind persons, containing no advertising, when furnished by an institution, agency, publisher, organization, or association (including a library or school and including organizations or associations of or for blind persons), not conducted for private profit, to a blind person, at a price not greater than the cost price thereof.

(b) *Free of postage.* The following articles which meet the conditions stated may be mailed free:

(1) Books, pamphlets, and other reading matter, including pages thereof, published (whether prepared by hand, or printed) either in raised characters or in sight-saving-size type, or in the form of sound recordings, for use of blind persons containing no advertising or other matter whatsoever when sent unsealed—

(i) By an institution, agency, publisher, organization, or association (including a library or school and including organizations or associations of or for blind persons), not conducted for private profit, as a loan to blind readers, or when returned by the blind reader to the lender; or

(ii) To a blind person without cost to the blind person; or

(iii) To an institution, agency, publisher, organization, or association (including a library or school and including organizations or associations of or for blind persons), not conducted for private profit, to be furnished to a blind person without cost to such blind person.

(2) Magazines, periodicals, and other regularly issued publications published (whether prepared by hand, or printed) either in raised characters or in sight-saving-size type, or in the form of sound recordings, for use of blind persons, when containing no advertising and for which no subscription fee is charged.

§ 28.4 Reproducers, sound recordings, other materials and appliances for the preparation of reading matter for blind persons.

(a) Reproducers, or parts thereof, for sound recordings for blind persons, braille writers, and other appliances for the preparation of reading matter for blind persons, or parts thereof, are mailable free of postage when sent for repair or returned after repair under the following conditions:

(1) Reproducers or parts are property of United States Government, or

(2) Reproducers, braille writers, other appliances and parts thereof are the property of:

(i) A State government or any subdivision thereof;

(ii) A public library;

(iii) A private agency for the blind not conducted for private profit; or

(iv) A blind person.

(3) They must be sent:

(i) By an organization, institution, public library, or association for blind persons, not conducted for private profit, to a blind person or to another such agency;

(ii) Sent by a blind person to an organization, institution, public library, or association for blind persons, not conducted for private profit.

(b) Paper, records, tapes, and other materials which are the property of a State government, or any subdivision thereof, a public library, a private agency for the blind not conducted for private profit, or a blind individual, and are intended for use by the recipient for the production (whether by hand or printed) of reading matter either in raised characters or sight-saving-size type, or in the form of sound recordings, for use by blind persons, may be mailed free of postage provided the shipment is accompanied with the certification required in § 28.5(d).

§ 28.5 Markings.

(a) *Return address.* Any matter mailed under provisions of this part shall show the name and address of the sender in the upper left corner of the address area of the piece.

(b) *Publications and other reading matter.* (1) Articles mailed free of postage under § 28.3(b) and § 28.4(b) shall show the word "Free" over the words "Matter for the Blind" in the upper right corner of the address area of the piece.

(2) Articles mailed at the special rate of 1 cent per pound or fraction thereof under § 28.3(a) shall show the words "Matter for the Blind" in the upper right corner of the address area adjacent to the postage.

(c) *Reproducers and other appliances.* The appliances or parts thereof mailed free of postage under § 28.4(a) shall show the word "Free" over the words "Appliance for the Blind" in the upper right corner of the address area of the piece.

(d) *Certificate.* Any paper, records, tapes, or other materials intended for the production of reading matter for the blind which is mailed free of postage under § 28.4(b) shall in addition to the markings required in paragraph (b) (1) of this section have the following certification on the address side of the container and on any invoice or packing slip enclosed therein:

This certified that the contents of this parcel are the property of (name of the owner) to be used for production of reading matter for the blind, and are mailed free of postage under the provisions of 39 United States Code 4654.

§ 28.6 Weight and size limits.

(a) Publications and other reading matter mailed under § 28.3(a) and (b): Weight, 15 pounds; size, same as provided in § 25.3(b) of this chapter.

(b) Reproducers and other appliances mailed under § 28.4(a): Weight, 70

pounds; size, 100 inches length and girth combined.

(c) Paper, records, tapes and other materials mailed under § 28.4(b): Weight and size—same as provided in § 25.3(a) and (b) of this chapter.

NOTE: The corresponding Postal Manual Part is 138.

PART 34—PERMIT IMPRINTS

XXX. In § 34.1, amend paragraph (a) to read as follows:

§ 34.1 Permit.

(a) *Application.* A permit to use permit imprints and pay postage in cash at the time of mailing may be obtained by submitting Form 3601, "Application to Mail Without Affixing Postage Stamps", with a fee of \$15, to the post office where mailings will be made. The postmaster will give the applicant a receipt for the fee on Form 3544, "Post Office Receipt for Money". No other fee for use of permit imprints has to be paid so long as the permit is active. However, the applicant must also pay an annual bulk mailing fee if he mails third-class matter at bulk rates. See § 24.4(b) (1) of this chapter.

NOTE: The corresponding Postal Manual section is 144.11.

XXXI. Amend § 34.2 to read as follows:

§ 34.2 Preparation of permit imprints.

Permit imprints may be made by printing press, handstamp, lithography, mimeograph, multigraph, addressograph, or similar device. They may not be typewritten or hand drawn. The style of imprint must conform with those illustrated in § 34.4. No other style may be used. The imprint must be legible and must be of a color that contrasts sufficiently with the paper to make the imprint readable. The entire imprint must be placed in the upper right corner of the address side of each piece, parallel with the length of the piece.

NOTE: The corresponding Postal Manual section is 144.2.

XXXII. In § 34.3, amend paragraph (b) to read as follows:

§ 34.3 Content of permit imprints.

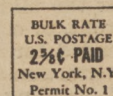
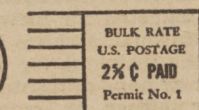
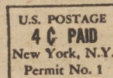
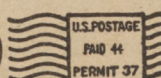
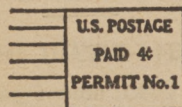
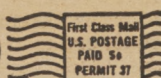
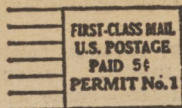
(b) *For second-, third-, and fourth-class mail.* Same as first-class, except the date and the words "First-Class Mail" are omitted. The amount of postage may be omitted on matter mailed at bulk third-class pound rates, but should be included when it is known the per-piece rates will apply.

NOTE: The corresponding Postal Manual section is 144.3b.

XXXIII. Amend § 34.4 to read as follows:

§ 34.4 Form of permit imprints.

Permit imprints must be prepared in one of the forms illustrated. The addition of extraneous matter is not permitted.



NOTE: The corresponding Postal Manual section is 144.4.

(R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501)

§ 34.5 [Amendment]

XXXIV. In § 34.5 *Mailings with permit imprints*, make the following changes.

A. In paragraph (a), amend subparagraph (2) to read as follows:

(a) *Minimum quantities.* * * *

(2) *Second- and third-class mail.* 300 pieces of identical matter, except 50 pounds or 200 pieces of identical third-class bulk mail. (See parts 16 and 24 of this chapter.)

NOTE: The corresponding Postal Manual section is 144.51b.

B. Amend paragraph (c) to read as follows:

(c) *Preparation for mailing.* All classes of mail must be faced. Mailers must separate second-, third- (nonbulk), and fourth-class by cities and States according to postmaster's instructions. Mailers must separate first- and fourth-class according to postage paid on each piece; that is: put pieces subject to 5 cents each in one lot, those subject to 10 cents each in another lot, etc. (See § 24.4(b) (5) of this chapter for mailing of third-class bulk mail.)

NOTE: The corresponding Postal Manual section is 144.53.

PART 47—FORWARDING MAIL

XXXV. In § 47.5, amend the section heading to read "Change in post office service" and add a new paragraph (d) to read as follows:

§ 47.5 Change in post office service.

(d) *Addressed to boxholder.* Mail addressed to post office, rural route, or star route boxholder (as prescribed in § 13.4 of this chapter) will be delivered to those patrons residing in the affected area until June 30 following establishment or conversion to city delivery service.

NOTE: The corresponding Postal Manual section is 157.54.

LOUIS J. DOYLE,
General Counsel.

[F.R. Doc. 63-1508; Filed, Feb. 14, 1963;
8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

SUBCHAPTER I—MINERAL LANDS

[Circular 2096]

PART 193—COAL LEASES, PERMITS AND LICENSES

PART 194—POTASSIUM PERMITS AND LEASES

PART 196—PHOSPHATE LEASES, PROSPECTING PERMITS AND USE PERMITS

Miscellaneous Amendments

Pursuant to authority vested in the Secretary of the Interior, 30 U.S.C. 189, on page 9559 of the FEDERAL REGISTER of September 27, 1962, there was published a notice and text of a proposed revision of Parts 193, 194 and 196 of Title 43, Code of Federal Regulations.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed revision. As the result of comments received certain changes were made to the proposed regulations which are hereby adopted and set forth below.

1. In paragraph (a) of § 193.2 the words "entirely within an area six miles square or within an area not exceeding six surveyed or protracted sections in length or width" have been deleted.

2. In order to clarify the intent of the regulations:

(a) The word "include" has been substituted for the word "comprise" in paragraph (a) of § 193.2.

(b) The word "third" has been substituted for the word "first" in paragraph (a) of § 193.23.

This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

STEWART L. UDALL,
Secretary of the Interior.

FEBRUARY 8, 1963.

1. Paragraph (a) of § 193.2 is amended to read as follows:

§ 193.2 Acreage limitations on holdings; applications for additional acreage; segregation of coal deposits; public hearings.

(a) Except where the rule of approximation¹ applies, a permit or lease may not exceed 2,560 acres. A permit shall include contiguous tracts, or tracts in reasonably compact form. A lease shall include contiguous tracts, except in cases where noncontiguous tracts can be efficiently worked as a single mine or unit. Except as hereinafter stated, no person, association, or corporation may hold at one time coal leases or permits exceeding 10,240 acres in any one state, whether directly through the ownership of such leases and permits, or interests therein, and applications therefor, or indirectly as a member of an association or as a stockholder of a corporation holding such leases and permits, or interests therein, and applications therefor. In computing acreage holdings or control, the accountable acreage of a party owning an undivided interest in a lease or permit shall be such party's proportionate part of the total lease and permit acreage. Likewise, the accountable acreage of a party owning an interest in a corporation or association shall be his proportionate part of the corporation's or association's accountable acreage except that no person shall be charged with his pro rata share of any acreage holdings of any association or corporation unless he is the beneficial owner of more than ten percent of the stock or other instruments of ownership or control of such association or corporation.

§ 193.10 [Amendment]

2. Footnote 1 referred to in § 193.10 is renumbered Footnote 2.

3. Paragraph (b) of § 193.11 is amended to read as follows:

§ 193.11 Application for lease.

(b) All applications must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact must be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings unless the power of attorney specifically authorized and empowers the attorney-in-fact to make such statement

¹ The rule of approximation applies to applications for leases or prospecting permits only where elimination of the smallest legal subdivision involved would result in a deficiency of area under 2,560 acres greater than the excess over 2,560 acres resulting from the inclusion of such subdivision.

or to execute all statements which may be required under these regulations. Where such power of attorney has been filed in the same land office where the application is filed reference thereto by serial number of the record in which it has been filed may be made upon the filing of subsequent applications. Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument.

4. Section 193.21 is amended to read as follows:

§ 193.21 Application for permit; permit rental.

An application for a permit must be filed in duplicate in the office specified in § 193.11. Each application must be accompanied by a filing fee of \$10 which is not returnable, and by full payment of the first year's rental at the rate of 25 cents per acre or fraction thereof but no less than \$20, the rental payment to be for the total acreage if known, and if not known, for the total acreage computed on the basis of 40 acres for each smallest legal subdivision. No specific form of application is required. In addition to the requirements of § 193.11 (a) (1) to (5) and (b), the application for a permit should be accompanied by a proposed plan and method for conducting prospecting or exploratory operations on the land setting forth the estimated cost of carrying out such proposed prospecting operations, and the diligence with which such operations will be prosecuted.

5. Section 193.23 is amended to read as follows:

§ 193.23 Extension, relinquishment, cancellation, or termination of permit; availability of lands for further application where a permit is canceled, relinquished or terminated.

(a) Coal permits may be extended by an authorized officer of the Bureau of Land Management for a period of two years if he finds, after consultation with the Mining Supervisor of the Geological Survey, that the permittee has been unable, with reasonable diligence, to determine the existence or workability of coal deposits covered by the permit and desires to prosecute further prospecting or exploration, or for other reasons warranting such an extension. An application for extension must be filed in duplicate within 90 days prior to expiration of the permit and must be accompanied by the third year's rental and a \$10 filing fee, which is not returnable. The application must disclose the reasons additional time is considered necessary to complete prospecting work. Extension will be limited to such period, not to exceed the two years, as may be determined to be allowable under the circumstances in each particular case. If an application for extension is not filed within the specified period, the permit will expire without notice to the permittee and the lands if otherwise available shall be subject to filing of new applications for coal permits.

(b) The permittee may relinquish the entire permit acreage or any portion thereof. A partial relinquishment must specifically describe the lands surrendered and the exact area thereof. A relinquishment must be filed in duplicate in the proper land office. Upon its acceptance, it will be effective as of the date it is filed, subject to the continued obligation of the permittee and his surety to make payment of all accrued rentals and royalties, and to provide for the preservation of any mines or productive works or permanent improvements on the permit lands in accordance with the regulations and terms of the permit.

(c) Except as provided for in subparagraph (1) of this paragraph, if a permittee fails to comply with the general regulations in force at the date of the permit, or defaults with respect to any of the terms or stipulations of the permit, and such failure or default continues for 30 days after service of written notice thereof by the Government, the permit may be canceled. A waiver of any particular cause for cancellation shall not prevent the cancellation of the permit for any other cause, or for the same cause occurring at any other time.

(1) Any prospecting permit shall terminate automatically if the permittee fails to pay the rental on or before the anniversary date of the permit. However, if the time for payment falls upon any day in which the proper office to receive payment is not open, payment received on the next official working day shall be deemed to be timely.

(2) The termination of the permit for failure to pay the rental must be noted on the official records of the proper land office. Until such notation is made, the lands covered by the permit shall not be available for filing of any other coal permit applications. Applications for such permits filed prior to such notation will be rejected.

(d) Where lands embraced in a cancelled or relinquished permit are not withdrawn from leasing, such lands shall become available for the filing of new permit applications immediately upon notation on the official status records of the cancellation or relinquishment of the permit. Even if the cancellation or relinquishment has not been noted, the lands formerly covered by the permit shall likewise become available for the filing of new applications on the date which would have marked the end of the primary or extended term of the permit except for the cancellation or relinquishment.

6. Paragraph (a) of § 194.3 is amended to read as follows:

§ 194.3 Area and limitation on holdings.

(a) A lease or permit may not exceed 2,560 acres, except where the rule of approximation¹ applies. The lands in

¹ The rule of approximation applies to applications for leases or prospecting permits only where elimination of the smallest legal subdivision involved would result in a deficiency of area under 2,560 acres greater than the excess over 5,560 area resulting from the inclusion of such subdivision.

the lease or permit shall be in reasonably compact form entirely within an area of six miles square or within an area not exceeding six surveyed or protracted sections in length or width. No person, association, or corporation may hold at one time in any one state potassium permits exceeding 51,200 acres, and except as hereinafter provided, potassium leases exceeding 25,600 acres in one or more mining units, whether directly through the ownership of such permits or leases or interests therein and applications, therefor, or indirectly as a member of an association or as a stockholder of a corporation holding such permits or leases, or interests therein and applications therefor. In computing acreage holdings or control, the accountable acreage of a party owning an undivided interest in a lease or permit shall be such party's proportionate part of the total lease and permit acreage. Likewise, the accountable acreage of a party owning an interest in a corporation or association shall be his proportionate part of the corporation's or association's accountable acreage except that no person shall be charged with his prorata share of any acreage holdings of any association or corporation unless he is the beneficial owner of more than ten percent of the stock or other instruments of ownership or control of such association or corporation.

7. Section 194.8 is amended to change the heading and the present text to read as follows:

§ 194.8 Application for permit; permit rental.

(a) An application for a permit must be filed in duplicate in the appropriate land office. Each application must be accompanied by a filing fee of \$10 which is not returnable, and by full payment of the first year's rental in the amount specified in paragraph (b) of this section, the rental payment to be for the total acreage if known, and if not known, for the total acreage computed on the basis of 40 acres for each smallest legal subdivision. No specific form of application is required, but the application should include the information and evidence set forth in §§ 194.4 and 194.17(a) (1) and (2).

(b) A permittee must pay an annual rental of 25 cents an acre or fraction thereof covered by his permit, but not less than \$20 per year.

§ 194.9 [Amendment]

8. Footnote 1 referred to in § 194.9 is renumbered Footnote 2.

9. Section 194.12 is amended to read as follows:

§ 194.12 Relinquishment, cancellation or termination of permit; availability of lands for further application where a permit is canceled, relinquished or terminated.

(a) A permittee may relinquish the entire permit acreage or any portion thereof. A partial relinquishment must describe the lands surrendered and the exact area thereof. A relinquishment

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must be filed in duplicate in the appropriate land office. Upon its acceptance, it will be effective as of the date of its filing, subject to the continued obligation of the permittee and his surety to make payment of all accrued rentals and royalties, and to provide for the preservation of any mines or productive works or permanent improvements on the permit lands in accordance with the regulations and terms of the permit.

(b) Except as provided in subparagraph (1) of this paragraph, if a permittee fails to comply with the general regulations in force at the date of the permit, or defaults with respect to any of the terms or stipulations of the permit, and such failure or default continues for 30 days after service of written notice thereof by the Government then the permit may be canceled. A waiver of any particular cause for cancellation shall not prevent the cancellation of the permit for any other cause, or for the same cause occurring at any other time.

(1) Any prospecting permit shall terminate automatically if the permittee fails to pay the rental on or before the anniversary date of the permit. However, if the time for payment falls upon any day in which the proper office to receive payment is not open, payment received on the next official working day shall be deemed to be timely.

(2) The termination of the permit for failure to pay rental must be noted on the official records of the appropriate land office. Until such notation is made, the lands covered by the permit shall not be available for further filing of applications for potassium permit. Applications for such permits filed prior to such notation will be rejected.

(c) Where lands embraced in a canceled or relinquished permit are not withdrawn from leasing, such lands shall become available for the filing of new permit applications immediately upon notation on the official status records of the cancellation or relinquishment of the permit. Even if the cancellation or relinquishment has not been noted, the lands formerly covered by the permit shall likewise become available for the filing of new applications on the date which would have marked the end of the primary or extended term of the permit except for the cancellation or relinquishment.

§ 194.16 [Amendment]

10. Footnote 2 referred to in § 194.16 is renumbered Footnote 2a.

11. Section 196.10 is amended to read as follows:

§ 196.10 Relinquishment, cancellation or termination of permit; availability of lands for further application where a permit is canceled, relinquished or terminated.

(a) A permittee may relinquish the entire permit acreage or any portion thereof. A partial relinquishment must describe the lands surrendered and the exact area thereof. A relinquishment

must be filed in duplicate in the proper land office. Upon its acceptance it will be effective as of the date it is filed, subject to the continued obligation of the permittee and his surety to make payment of all accrued rentals and royalties, and to provide for the preservation of any mines or productive works or permanent improvements on the permit lands in accordance with the regulations and terms of the permit.

(b) Except as provided for in subparagraph (1) of this paragraph, if a permittee fails to comply with the general regulations in force at the date of the permit, and such failure or default continues for 30 days after service of written notice thereof by the Government, the permit may be canceled. A waiver of any particular cause for cancellation shall not prevent the cancellation of the permit for any other cause, or for the same cause occurring at any other time.

(1) Any prospecting permit shall terminate automatically if the permittee fails to pay the rental at the time specified in § 196.7. However, if the time for payment falls upon any day in which the proper office to receive payment is not open, payment received on the next official working day shall be deemed to be timely.

(2) The termination of the permit for failure to pay rental must be noted on the official records of the proper land office. Until such notation is made, the lands covered by the permit shall not be available for filing of further applications for phosphate prospecting permits. Applications for such permits filed prior to such notation will be rejected.

(c) Where lands embraced in a cancelled or relinquished permit are not withdrawn from leasing, such lands shall become available for the filing of new permit applications immediately upon notation on the official status records of the cancellation or relinquishment of the permit. Even if the cancellation or relinquishment has not been noted, the lands formerly covered by the permit shall likewise become available for the filing of new applications on the date which would have marked the end of the primary or extended term of the permit except for the cancellation or relinquishment.

[F.R. Doc. 63-1662; Filed, Feb. 14, 1963; 8:47 a.m.]

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2933]

CALIFORNIA

Revoking Executive Order of July 3, 1905 and Executive Order No. 936

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. The Executive Order of July 3, 1905 and Executive Order No. 936 of September 10, 1908, which withdrew the following-described lands in California for lighthouse purposes are hereby revoked:

Executive Order of July 3, 1905

[Sacramento 059137]

MOUNT DIABLO MERIDIAN

GOAT ISLAND

T. 17 N., R. 18 W.,

Sec. 25, an unsurveyed island.

Executive Order No. 936

[Sacramento 058735]

HUMBOLDT MERIDIAN

PUNTA GORDA LIGHTHOUSE

T. 2 S., R. 2 W.,

Sec. 31, NW¼SW¼ (N½ Lot 2 of the SW¼).

The areas described aggregate approximately 51 acres.

The land in T. 2 S., R. 2 W., remains subject to Executive Order No. 5237 of December 10, 1929 which withdrew it for classification and that in T. 17 N., R. 18 W., to Executive Order No. 5326 of April 14, 1930 which withdrew it in aid of legislation and for classification.

JOHN A. CARVER, Jr.,

Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1671; Filed, Feb. 14, 1963; 8:48 a.m.]

[Public Land Order 2934]

[Anchorage 056353]

ALASKA

Establishment of Kenai Wildlife Administrative Site; Partial Revocation of Executive Order No. 8739 and Public Land Order No. 1216

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Subject to valid existing rights, and to any rights of the State of Alaska to 0.69 acre included in quitclaim deed dated June 10, 1959 from the Secretary of Commerce to the State of Alaska, the following-described lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, and reserved for use of the Bureau of Sport Fisheries and Wildlife as a headquarters site for the administration of the Kenai National Moose Range:

U.S. Survey 1435

Containing 5.42 acres.

2. Executive Order No. 8739 of April 21, 1941, so far as it reserved the lands for use of the Alaska Game Commission, and Public Land Order No. 1216 of September 13, 1955, so far as it reserved 0.69 acre for use of the Alaska Road Commission for road purposes, are hereby revoked.

JOHN A. CARVER, Jr.,

Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1670; Filed, Feb. 14, 1963; 8:48 a.m.]

[Public Land Order 2935]

CALIFORNIA

Power Site Cancellations Nos. 154 and 162; Power Site Restoration No. 565; Partial Revocation of Power Withdrawals

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, and by virtue of the authority contained in the Act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and in section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to the determinations of the Federal Power Commission, docketed as DA-989, 994, 1008, and 1004-California, it is ordered as follows:

1. The Departmental Orders of March 8, 1932, and October 1, 1925, establishing Power Site Classifications Nos. 266 and 118, respectively, and the Executive Orders of April 19, 1912, and July 2, 1910, creating Power Site Reserves Nos. 261 and 87, respectively, are hereby revoked so far as they affect the following-described lands as indicated:

a. Power Site Classification No. 266.

[Sacramento 064679]

MOUNT DIABLO MERIDIAN

T. 1 N., R. 14 E.,

Sec. 28, $N\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, and $SE\frac{1}{4}SE\frac{1}{4}$.

b. Power Site Classification No. 118.

[Sacramento 067454]

MOUNT DIABLO MERIDIAN

T. 48 N., R. 3 W.,

Sec. 34, $S\frac{1}{2}N\frac{1}{2}$.

c. Power Site Reserves Nos. 87 and 261.

[Sacramento 062895]

MOUNT DIABLO MERIDIAN

T. 6 N., R. 13 E.,

Sec. 20, Lots 4 and 5.

T. 6 N., R. 14 E.,

Sec. 7, $E\frac{1}{2}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$;

Sec. 8, $W\frac{1}{2}NW\frac{1}{4}$.

The areas described total in the aggregate 506.56 acres. Some of the lands are withdrawn for transmission line purposes.

2. The Federal Power Commission in its determination docketed as DA-989-994-California, vacated the withdrawal created pursuant to the filing of an application for preliminary permit for proposed Project No. 284 for the following-described lands:

MOUNT DIABLO MERIDIAN

T. 6 N., R. 14 E.,

Sec. 7, $NE\frac{1}{4}SE\frac{1}{4}$.

3. Subject to any valid existing rights, the requirements of applicable law, rules and regulations, and the provisions of any existing withdrawals, the lands are hereby opened to filing of applications, selections, and locations in accordance with the following:

(a) Until 10:00 a.m. on August 12, 1963, the State of California shall have (1) a preferred right of application to select

the lands in accordance with subsection (c) of section 2 of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852), and (2) a preferred right to apply for the reservation to the State or to any of its political subdivisions under any statute or regulation applicable thereto, of any of the lands required for a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways, in accordance with the provisions of section 24 of the Federal Power Act, supra.

(b) All valid applications and selections under the nonmineral public land laws other than preference-right applications from the State of California presented at or prior to 10:00 a.m. on March 19, 1963, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

4. The lands have been open to applications and offers under the mineral leasing laws, and to location under the United States mining laws subject to the provisions of the Act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621), those withdrawn for transmission line purposes being subject to the general determination of April 17, 1922 (2nd Ann. Rept., FPC 128).

5. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims, must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Sacramento, California.

JOHN A. CARVER, Jr.,

Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1669; Filed, Feb. 14, 1963; 8:48 a.m.]

[Public Land Order 2936]

NEVADA

Partial Revocation and Amendment of Executive Order No. 8954, Which Withdrew Lands for Use of War Department; Nellis Bombing and Gunnery Range

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Executive Order No. 8954 of November 27, 1941, which withdrew public lands in Nevada for use of the War Department as machine gun ranges, as amended by Executive Order No. 9526 of February 28, 1945, is hereby revoked so far as it affects the following-described lands:

[Nevada 057807]

MOUNT DIABLO MERIDIAN

Tract A

T. 18 S., R. 62 E.,

Secs. 13 to 17 incl.;

Secs. 20 to 29 incl.

T. 18 S., R. 63 E.,

Sec. 18, Lots 1 to 4, incl., $W\frac{1}{2}E\frac{1}{2}$ and $E\frac{1}{2}W\frac{1}{2}$;

Sec. 19, Lots 1 to 4, incl., $W\frac{1}{2}E\frac{1}{2}$ and $E\frac{1}{2}W\frac{1}{2}$;

Sec. 30, Lots 1 to 4 incl., $W\frac{1}{2}NE\frac{1}{4}$, $E\frac{1}{2}W\frac{1}{2}$, and $NW\frac{1}{4}SE\frac{1}{4}$.

The above areas aggregate 10,758.28 acres.

2. The lands in T. 18 S., R. 62 E., are withdrawn by Public Land Order No. 156 of August 4, 1943, as part of the Desert Game Range.

3. The lands in T. 18 S., R. 63 E., are located in Clark County, about 15 miles north of Las Vegas. The climate is arid with an annual rainfall of about 5 inches. The surface is rough to rolling, with a shallow, rocky soil supporting native desert shrubs.

4. This order shall not otherwise be effective to change the status of the lands released from withdrawal by this order until 10:00 a.m. on March 19, 1963. On and after that date and hour, the lands shall become subject to application, petition, location and selection generally, including locations under the U.S. Mining Laws, but excepting applications under the Small Tract Act, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10:00 a.m. on March 19, 1963, shall be considered as simultaneously filed at that time.

Inquiries shall be addressed to the Manager, Land Office, Bureau of Land Management, Las Vegas, Nevada.

1. Executive Order No. 8954 of November 27, 1941 is hereby further amended to delete from said order the following paragraph regarding Nevada 054510, added by Executive Order No. 9526 of February 28, 1945:

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior, and any other department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

2. Executive Order No. 8954 is hereby further amended by substituting the words "Department of the Air Force" for the words "War Department" wherever they appear.

3. Use of the lands in the Desert Game Range by the Department of the Air Force shall be in accordance with the Memorandum of Understanding approved by the Secretary of the Air Force and the Acting Secretary of the Interior, on December 8, 1960 and January 20, 1961, respectively.

4. The Department of the Interior shall retain jurisdiction of the mineral and vegetative resources of the lands.

5. The lands still withdrawn by Executive Order No. 8954 are described as follows:

RULES AND REGULATIONS

MOUNT DIABLO MERIDIAN

- T. 18 S., R. 62 E.,
Secs. 32 to 36, incl.
T. 19 S., R. 62 E.,
Secs. 1 to 5, incl.;
Secs. 8 to 11, incl.;
Sec. 12, W½;
Secs. 16 and 17.
T. 18 S., R. 63 E.,
Sec. 31, Lots 1 to 4, incl. E½NW¼, NE¼
SW¼.

Aggregating about 10,575 acres.

JOHN A. CARVER, JR.,
Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1668; Filed, Feb. 14, 1963;
8:47 a.m.]

[Public Land Order 2937]

[Sacramento 065691]

CALIFORNIA

Revocation of Public Land Order
No. 758

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Public Land Order No. 758 of October 22, 1951, which withdrew and reserved the following-described public lands under the jurisdiction of the Department of the Interior for use by the Division of Fish and Game of the State of California in connection with the Madeline Plains Waterfowl Management Area, is hereby revoked:

MOUNT DIABLO MERIDIAN

- T. 37 N., R. 13 E.,
Sec. 29, SW¼, W½SE¼, and SE¼SE¼;
Sec. 30, NE¼, and N½SE¼;
Sec. 32, N½NE¼, and NE¼NW¼.

The areas described aggregate approximately 640 acres.

2. The lands are situated adjacent to U.S. Highway No. 395, about 3 miles south of Madeline, California, in the northern end of the Madeline Plains. Topography is flat, with an average elevation of 5,300 feet. Vegetative cover consists of several species of sagebrush and cheatgrass.

3. Until 10:00 a.m. on August 12, 1963, the State of California shall have a preferred right of application to select the lands as provided by subsection (c) of section 2 of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852). On and after that date and hour the lands shall become subject to application, petition, location, and selection generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications except preference right applications from the State received at or prior to 10:00 a.m. on March 19, 1963, shall be considered as simultaneously filed at that time.

4. The lands have been open to application and offers under the mineral leasing laws. They will be open to location under the United States mining laws at 10:00 a.m. on August 12, 1963.

Inquiries concerning the lands should be addressed to the Manager, Land

Office, Bureau of Land Management,
Sacramento, California.

JOHN A. CARVER, JR.,
Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1667; Filed, Feb. 14, 1963;
8:47 a.m.]

[Public Land Order 2938]

[Washington 03842]

[Oregon 09924]

WASHINGTON AND OREGON

Power Site Restoration No. 561; Power
Site Cancellation No. 143; Partial
Revocation of Power Withdrawals;
Opening of Lands Under Section 24
of Federal Power Act

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, and by virtue of the authority contained in the Act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and in section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), and pursuant to the determination of the Federal Power Commission docketed as DA-472-Oregon and DA-161-Washington, it is ordered as follows:

1. The Executive orders of December 30, 1910, December 14, 1912, April 29, 1916, and December 6, 1919, establishing power site Reserves No. 170, 327, 529, and 725; the Departmental orders of November 5, 1927, November 11, 1929, February 21, 1930, February 20, 1934, and December 12, 1946, and the orders of the Geological Survey of February 17, 1930, and August 1, 1947, creating power site Classifications No. 191, 242, 248, 282, 380, and 381, are hereby revoked so far as they affect the following described lands:

WILLAMETTE MERIDIAN, OREGON

- T. 2 N., R. 40 E.,
Sec. 2, SE¼NW¼;
Sec. 13, NW¼SE¼.
T. 3 N., R. 40 E.,
Sec. 1, SE¼NE¼, SE¼NW¼, E½SE¼, and
SW¼SE¼;
Sec. 12, SW¼NE¼ and NW¼NW¼.
T. 4 N., R. 40 E.,
Sec. 13, SE¼NW¼ and NE¼SW¼;
Sec. 24, SW¼NE¼, NW¼SE¼, and SE¼
SE¼;
Sec. 25, W½E½.
T. 5 N., R. 40 E.,
Sec. 3, lot 2;
Sec. 4, NE¼SE¼ and SW¼SE¼;
Sec. 9, NE¼NW¼;
Sec. 10, NW¼NW¼;
Sec. 17, NE¼NW¼ and NE¼SW¼.
T. 6 N., R. 40 E.,
Sec. 19, SE¼NE¼;
Sec. 29, NW¼NW¼;
Sec. 32, NE¼NE¼;
Sec. 33, NE¼SW¼;
Sec. 35, N½NE¼, S½NW¼, SE¼SW¼, and
NE¼SE¼.
T. 1 N., R. 41 E.,
Sec. 30, NE¼SE¼.
T. 2 N., R. 41 E.,
Sec. 19, lot 1;
Sec. 27, N½NW¼;
Sec. 31, NW¼NE¼.

- T. 4 N., R. 41 E.,
Sec. 5, lots 1, 3, 4, NE¼SE¼, and S½SE¼;
Sec. 6, lots 1, 2, and NW¼SE¼;
Sec. 7, NE¼SE¼ and S½SE¼.

- T. 5 N., R. 41 E.,
Sec. 35, NW¼NW¼ and SE¼NW¼;
Sec. 36, SW¼SW¼.

- T. 6 N., R. 41 E.,
Sec. 13, SE¼SW¼ and SW¼SE¼;
Sec. 21, SE¼SE¼;
Sec. 22, N½NE¼ and SE¼NW¼;
Sec. 23, N½N½;
Sec. 24, lot 1, NW¼NE¼, N½NW¼, NE¼
SW¼, and NW¼SE¼;
Sec. 28, SE¼NW¼, NW¼SW¼, and NE¼
SE¼;
Sec. 29, SE¼SE¼;
Sec. 31, lot 1, N½NE¼, and NE¼NW¼;
Sec. 32, N½NW¼.

- T. 5 N., R. 42 E.,
Sec. 27, SW¼NE¼;
Sec. 28, SW¼NW¼;
Sec. 33, NE¼NW¼.

- T. 6 N., R. 42 E.,
Sec. 15, lot 2;
Sec. 19, SW¼NE¼ and SE¼NW¼;
Sec. 20, SE¼SW¼;
Sec. 22, W½E½ and SE¼SE¼;
Sec. 23, SW¼SW¼ and S½SE¼SW¼;
Sec. 25, W½SW¼;
Sec. 26, SW¼NW¼NE¼ and SE¼SW¼;
Sec. 27, S½N½;
Sec. 28, N½SW¼;
Sec. 29, N½SE¼;
Sec. 30, NE¼NE¼;
Sec. 35, E½NE¼;
Sec. 36, NE¼SE¼ and SW¼NE¼.

- T. 5 N., R. 43 E.,
Sec. 4, NE¼SW¼, N½SE¼, and SW¼SE¼;
Sec. 9, SW¼NW¼;
Sec. 17, S½NE¼, NE¼SW¼, and NW¼
SE¼;

Sec. 19, lot 3.

- T. 6 N., R. 43 E.,
Sec. 27, SE¼SE¼;
Sec. 35, NW¼NW¼.
T. 6 N., R. 44 E.,
Sec. 18, lot 3.
T. 3 N., R. 45 E.,
Sec. 2, SW¼SW¼;
Sec. 3, lots 1, 6, SE¼NE¼, SE¼NW¼,
and NE¼SW¼;
Sec. 10, W½E½;
Sec. 11, NW¼NW¼ and E½NW¼SW¼;
Sec. 15, E½NW¼ and W½SE¼;
Sec. 22, NW¼NE¼;
Sec. 25, N½SW¼;
Sec. 26, SE¼NE¼ and E½SW¼.
T. 6 N., R. 45 E.,
Sec. 4, lot 5;
Sec. 25, E½SW¼ and SW¼SE¼.
T. 3 S., R. 36 E.,
Sec. 2, lot 2, S½NE¼, and NE¼SE¼;
Sec. 3, SE¼SW¼;
Sec. 10, NE¼, NE¼NW¼, S½SW¼, N½
SE¼, and SW¼SE¼.

WILLAMETTE MERIDIAN, WASHINGTON

- T. 6 N., R. 43 E.,
Sec. 13, lot 1.
T. 6 N., R. 44 E.,
Sec. 5, lots 2 and 3;
Sec. 6, NE¼SW¼.
T. 6 N., R. 45 E.,
Sec. 4, lot 5.
T. 7 N., R. 45 E.,
Sec. 33, SW¼SE¼;
Sec. 35, E½SE¼.
T. 6 N., R. 46 E.,
Sec. 7, NE¼NE¼;
Sec. 10, SE¼SW¼.
T. 7 N., R. 46 E.,
Sec. 13, SW¼SW¼;
Sec. 26, SE¼SW¼;
Sec. 32, SW¼SW¼ and E½SE¼;
Sec. 33, NW¼SW¼;
Sec. 34, E½SE¼;
Sec. 35, N½NW¼, SW¼NW¼, and
NW¼SW¼.

2. In DA-161-Washington and DA-472-Oregon the Federal Power Commission determined as follows:

a. The value of the following described lands will not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act, as amended, and subject to the condition that in the event the said lands are required for power purposes, any improvements or structures placed thereon which shall be found to interfere with such development shall be removed or relocated as may be necessary to eliminate such interference at no cost to the United States, its permittees, or licensees:

WILLAMETTE MERIDIAN, OREGON

- T. 3 N., R. 40 E.,
 Sec. 11, $S\frac{1}{2}N\frac{1}{2}$, $E\frac{1}{2}SW\frac{1}{4}$, and $W\frac{1}{2}SE\frac{1}{4}$;
 Sec. 12, $S\frac{1}{2}NW\frac{1}{4}$ and $SW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 14, $NE\frac{1}{4}NE\frac{1}{4}$.
 T. 4 N., R. 40 E.,
 Sec. 12, $SE\frac{1}{4}$;
 Sec. 13, $NE\frac{1}{4}$.
 T. 5 N., R. 40 E.,
 Sec. 8, $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 9, $SW\frac{1}{4}$;
 Sec. 16, $NW\frac{1}{4}NW\frac{1}{4}$;
 Sec. 17, $NE\frac{1}{4}$.
 T. 6 N., R. 40 E.,
 Sec. 17, $SW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 18, lots 1, 2, $N\frac{1}{2}SE\frac{1}{4}$, and $SE\frac{1}{4}SE\frac{1}{4}$.
 T. 4 N., R. 41 E.,
 Sec. 18, lots 1, 2, and $E\frac{1}{2}NW\frac{1}{4}$.
 T. 5 N., R. 41 E.,
 Sec. 26, lots 1, 2, and 3;
 Sec. 35, lot 5, $NE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 36, lots 1, 2, and 3.
 T. 5 N., R. 42 E.,
 Sec. 29, lots 2 and 4;
 Sec. 32, lot 12;
 Sec. 33, $NW\frac{1}{4}NW\frac{1}{4}$.
 T. 3 S., R. 36 E.,
 Sec. 11, $S\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}$, and $W\frac{1}{2}SE\frac{1}{4}$.

WILLAMETTE MERIDIAN, WASHINGTON

- T. 6 N., R. 40 E.,
 Sec. 7, lots 6, 7, and 8;
 Sec. 18, lots 3, 4, and 5.
 T. 6 N., R. 45 E.,
 Sec. 3, lot 4.
 T. 7 N., R. 46 E.,
 Sec. 27, lot 14;
 Sec. 28, $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 34, lot 1.

b. The value of the following described lands will not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act, as amended:

WILLAMETTE MERIDIAN, OREGON

- T. 2 N., R. 40 E.,
 Sec. 2, $NW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 13, $NE\frac{1}{4}NW\frac{1}{4}$ and $NE\frac{1}{4}SE\frac{1}{4}$.
 T. 3 N., R. 40 E.,
 Sec. 1, lots 1, 2, 3, $SW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, and $E\frac{1}{2}SW\frac{1}{4}$;
 Sec. 12, $NW\frac{1}{4}NE\frac{1}{4}$ and $NE\frac{1}{4}NW\frac{1}{4}$;
 Sec. 14, $SW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, and $W\frac{1}{2}SE\frac{1}{4}$.
 T. 4 N., R. 40 E.,
 Sec. 13, $SE\frac{1}{4}$;
 Sec. 24, $N\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}$, and $NE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 25, $E\frac{1}{2}E\frac{1}{2}$.
 T. 5 N., R. 40 E.,
 Sec. 3, lots 3, 4, $S\frac{1}{2}NW\frac{1}{4}$, and $SW\frac{1}{4}$;

- Sec. 4, $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 9, $NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, and $NW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 17, $S\frac{1}{2}NW\frac{1}{4}$ and $NW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 18, lots 2, 3, $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, and $N\frac{1}{2}SE\frac{1}{4}$.
 T. 6 N., R. 40 E.,
 Sec. 19, $NE\frac{1}{4}NE\frac{1}{4}$;
 Sec. 20, $W\frac{1}{2}W\frac{1}{2}$ and $SE\frac{1}{4}SW\frac{1}{4}$;
 Sec. 28, $S\frac{1}{2}SW\frac{1}{4}$;
 Sec. 29, $SW\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$, and $SE\frac{1}{4}$;
 Sec. 33, $NW\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, and $N\frac{1}{2}SE\frac{1}{4}$;
 Sec. 34, $S\frac{1}{2}$;
 Sec. 35, $S\frac{1}{2}NE\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SW\frac{1}{4}SW\frac{1}{4}$, and $NW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 36, $N\frac{1}{2}$ and $N\frac{1}{2}S\frac{1}{2}$.
 T. 1 N., R. 41 E.,
 Sec. 8, $SW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 19, $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 32, $NW\frac{1}{4}NE\frac{1}{4}$.
 T. 2 N., R. 41 E.,
 Sec. 19, $SW\frac{1}{4}NE\frac{1}{4}$;
 Sec. 20, $NW\frac{1}{4}NW\frac{1}{4}$;
 Sec. 30, $NW\frac{1}{4}NE\frac{1}{4}$.
 T. 4 N., R. 41 E.,
 Sec. 5, lot 2, $SW\frac{1}{4}$, and $NW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 6, $E\frac{1}{2}SE\frac{1}{4}$ and $SW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 7, lots 3, 4, $NE\frac{1}{4}$, $E\frac{1}{2}W\frac{1}{2}$, and $NW\frac{1}{4}SE\frac{1}{4}$.
 T. 5 N., R. 41 E.,
 Sec. 27, lots 1, 2, 3, 4, 5, $NE\frac{1}{4}SW\frac{1}{4}$, and $SW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 28, $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 32, lots 3, 4, and 5;
 Sec. 33, lots 1 to 10, incl., and $SE\frac{1}{4}NW\frac{1}{4}$;
 Sec. 34, lots 1, 2, 3, and $NW\frac{1}{4}NE\frac{1}{4}$;
 Sec. 35, lots 1, 2, 3, and 4;
 Sec. 36, lots 4, 5, 6, 7, 8, and 9.
 T. 6 N., R. 41 E.,
 Sec. 22, $S\frac{1}{2}NE\frac{1}{4}$, $SW\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}$, and $SW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 23, $S\frac{1}{2}N\frac{1}{2}$ and $N\frac{1}{2}S\frac{1}{2}$;
 Sec. 24, lots 2, 3, $SW\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}$, and $NW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 27, $NW\frac{1}{4}NW\frac{1}{4}$;
 Sec. 28, $NE\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$, and $NW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 31, lots 2, 3, $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, and $N\frac{1}{2}SE\frac{1}{4}$;
 Sec. 32, $NE\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, and $NW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 33, $NW\frac{1}{4}NW\frac{1}{4}$.
 T. 5 N., R. 42 E.,
 Sec. 23, lot 6;
 Sec. 27, lots 4, 5, 8, and $NW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 28, lots 2, 8, 9, and $SE\frac{1}{4}SW\frac{1}{4}$;
 Sec. 31, lots 9, 10, 11, and $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 32, lots 6 to 11, incl.
 T. 6 N., R. 42 E.,
 Sec. 15, lots 3 to 7, incl.;
 Sec. 19, lots 2, 3, 4, $E\frac{1}{2}SW\frac{1}{4}$, and $SE\frac{1}{4}$;
 Sec. 20, $W\frac{1}{2}SW\frac{1}{4}$;
 Sec. 22, $W\frac{1}{2}$;
 Sec. 26, $SW\frac{1}{4}NE\frac{1}{4}$, $SW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, and $SE\frac{1}{4}$;
 Sec. 27, $N\frac{1}{2}N\frac{1}{2}$;
 Sec. 28, $N\frac{1}{2}$;
 Sec. 29, $N\frac{1}{2}$;
 Sec. 36, $N\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}NW\frac{1}{4}$, and $NW\frac{1}{4}SW\frac{1}{4}$.
 T. 2 N., R. 45 E.,
 Sec. 1, $W\frac{1}{2}SW\frac{1}{4}$;
 Sec. 2, lots 1, 2, $SE\frac{1}{4}NE\frac{1}{4}$, and $SE\frac{1}{4}$.
 T. 3 N., R. 45 E.,
 Sec. 3, $E\frac{1}{2}SE\frac{1}{4}$ and $SW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 11, $E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 14, $E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$ and $SW\frac{1}{4}NW\frac{1}{4}$;
 Sec. 15, $W\frac{1}{2}NE\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$, and $W\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 22, $W\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$;
 Sec. 26, $E\frac{1}{2}SE\frac{1}{4}$.
 T. 4 N., R. 45 E., unsurveyed,
 All unpatented lands lying within $\frac{1}{4}$ mile of Joseph Creek which when surveyed, probably will be within Secs. 6, 7, 16 to 22, incl., 27, 28, 33, and 34.

- T. 5 N., R. 45 E.,
 Sec. 10, lot 2, $SE\frac{1}{4}NW\frac{1}{4}$, and $NE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 11, $NE\frac{1}{4}NW\frac{1}{4}$;
 Sec. 15, $NE\frac{1}{4}SW\frac{1}{4}$;
 Sec. 17, lots 1, 2, and 3;
 Sec. 20, $NW\frac{1}{4}NE\frac{1}{4}$;
 Sec. 21, $SW\frac{1}{4}NE\frac{1}{4}$ and $S\frac{1}{2}NW\frac{1}{4}$;
 Sec. 29, lot 1, $NW\frac{1}{4}NW\frac{1}{4}$, and $N\frac{1}{2}SW\frac{1}{4}$;
 Sec. 30, $E\frac{1}{2}NE\frac{1}{4}$;
 Sec. 31, $SW\frac{1}{4}SE\frac{1}{4}$.
 T. 2 N., R. 46 E.,
 Sec. 6, lot 10.
 T. 6 N., R. 46 E.,
 Sec. 17, lots 1, 2, 3, and 4;
 Sec. 18, lot 1;
 Sec. 19, $S\frac{1}{2}NE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, and $N\frac{1}{2}SE\frac{1}{4}$;
 Sec. 20, $NW\frac{1}{4}NE\frac{1}{4}$ and $NW\frac{1}{4}$.
 T. 3 S., R. 35 E.,
 Sec. 25, $SE\frac{1}{4}SW\frac{1}{4}$.
 T. 3 S., R. 36 E.,
 Sec. 2, $S\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$, and $W\frac{1}{2}SE\frac{1}{4}$;
 Sec. 3, lots 1, 2, and $SE\frac{1}{4}NE\frac{1}{4}$;
 Sec. 10, $SE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 11, $W\frac{1}{2}NE\frac{1}{4}$;
 Sec. 14, $NE\frac{1}{4}NW\frac{1}{4}$;
 Sec. 15, $NW\frac{1}{4}NE\frac{1}{4}$ and $NW\frac{1}{4}$;
 Sec. 16, $NE\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}$, and $S\frac{1}{2}$;
 Sec. 21, $NE\frac{1}{4}NE\frac{1}{4}$;
 Sec. 30, $SE\frac{1}{4}NE\frac{1}{4}$.
 T. 3 S., R. 41 E.,
 Sec. 26, $S\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, and $SW\frac{1}{4}SW\frac{1}{4}$;
 Sec. 27, $E\frac{1}{2}SE\frac{1}{4}$;
 Sec. 34, $E\frac{1}{2}NE\frac{1}{4}$;
 Sec. 35, $NW\frac{1}{4}$ and $NE\frac{1}{4}SW\frac{1}{4}$.
 T. 3 S., R. 44 E.,
 Sec. 2, lots 5, 12, and $W\frac{1}{2}SW\frac{1}{4}$.

WILLAMETTE MERIDIAN, WASHINGTON

- T. 6 N., R. 42 E.,
 Sec. 4, $SW\frac{1}{4}NW\frac{1}{4}$ and $W\frac{1}{2}SW\frac{1}{4}$;
 Sec. 5, lots 1, 2, $SE\frac{1}{4}NE\frac{1}{4}$, and $E\frac{1}{2}SE\frac{1}{4}$;
 Sec. 9, $W\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$, and $SE\frac{1}{4}SW\frac{1}{4}$;
 Sec. 16, lot 3.
 T. 6 N., R. 45 E.,
 Sec. 2, lot 1;
 Sec. 3, lots 7 and 8;
 Sec. 4, lots 7, 8, and 9;
 Sec. 5, lots 1, 2, 3, 4, and $SW\frac{1}{4}NE\frac{1}{4}$;
 Sec. 6, lots 3, 4, and 5.
 T. 7 N., R. 45 E.,
 Sec. 31, lot 4;
 Sec. 32, $SW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 35, $SE\frac{1}{4}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, and $SE\frac{1}{4}SW\frac{1}{4}$.
 T. 6 N., R. 46 E.,
 Sec. 7, $SE\frac{1}{4}NE\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$, and $NE\frac{1}{4}SE\frac{1}{4}$;
 Sec. 8, $SE\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$, and $N\frac{1}{2}SE\frac{1}{4}$;
 Sec. 9, $SE\frac{1}{4}SW\frac{1}{4}$;
 Sec. 10, $SW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 17, lot 4;
 Sec. 18, lots 1 and 3;
 Sec. 27, lot 17;
 Sec. 32, lot 9, $SE\frac{1}{4}SW\frac{1}{4}$, and $SW\frac{1}{4}SE\frac{1}{4}$;
 Sec. 33, $NE\frac{1}{4}SW\frac{1}{4}$.

The areas described in this order for the State of Washington aggregate approximately 2,050 acres and for the State of Oregon approximately 27,700 acres of public and nonpublic lands.

3. The lands are grazing lands within the Grande Ronde River Basin. They vary in elevation from 2,000 to 4,000 feet and temperatures range from a summer high of 100° to winter lows of subzero. Precipitation is about 18 inches per annum, most of which occurs in the form of rain and snow during the fall, winter and spring seasons. The lands are accessible via improved and unimproved

RULES AND REGULATIONS

[Public Land Order 2939]

[Oregon 06334]

OREGON

Vacation of Power Withdrawals,
Projects 1661 and 1879

1. In an order issued April 17, 1958, the Federal Power Commission vacated the withdrawals created pursuant to the filing of applications for licenses for Projects Nos. 1661 and 1879 for the following-described lands:

WILLAMETTE MERIDIAN

T. 13 S., R. 8 E.,
Sec. 23, Lots 1 and 2;
Sec. 24, Lots 1 to 3, incl.;
Sec. 25, Lots 1 and 2;
Sec. 26, Lots 1 to 6, incl.

The areas described aggregate 336.41 acres of national forest lands in the Deschutes National Forest.

2. Until 10:00 a.m. on May 13, 1963, the State of Oregon shall have a preferred right to apply for the reservation to the State or to any of its political subdivisions under any statute or regulation applicable thereto of any of the lands required as a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways, in accordance with the provisions of section 24 of the Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended. Thereafter, the lands shall be open to such other forms of disposition as may by law be made of national forest lands.

JOHN A. CARVER, Jr.

Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1666; Filed, Feb. 14, 1963;
8:47 a.m.]Title 50—WILDLIFE AND
FISHERIESChapter I—Bureau of Sport Fisheries
and Wildlife, Fish and Wildlife
Service, Department of the Interior

PART 33—SPORT FISHING

Little Pend Oreille National Wildlife
Refuge, Washington

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

WASHINGTON

LITTLE PEND OREILLE NATIONAL WILDLIFE
REFUGE

Sport fishing on the Little Pend Oreille National Wildlife Refuge, Washington, is permitted only on the areas designated by signs as open to fishing. This open area, comprising 100 acres or 1 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland 8, Oregon. Sport fishing is subject to the following conditions:

(a) Species permitted to be taken: Trout and other minor species permitted by State regulations.

(b) Open season: April 21 to October 31, 1963.

(c) Daily creel limits: Per State regulations, including 2 fish only on Bayley Lake.

(d) Methods of fishing:

1. Tackle: Bayley Lake—Fly fishing only permitted. Other waters—One line, or rod and line, in hand or under immediate control. Not to exceed two hooks or flies per line or one plug to which any number of hooks may be attached.

2. Bait: Use or possession of live fish for bait is prohibited.

3. Boats: Boats without motors may be used for fishing.

(e) Other provisions:

1. The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33.

2. A Federal permit is not required to enter the public fishing area.

3. The provisions of this special regulation are effective to November 1, 1963.

PAUL T. QUICK,

Regional Director, Bureau of
Sport Fisheries and Wildlife.

FEBRUARY 6, 1963.

[F.R. Doc. 63-1661; Filed, Feb. 14, 1963;
8:47 a.m.]

roads. Vegetative cover consists of ponderosa pine and associated species, together with an understory of native shrubs, forbs, and grasses.

4. Until 10:00 a.m. on August 12, 1963, the States of Washington and Oregon shall have (1) a preferred right of application to select the lands within their respective boundaries in accordance with subsection (c) of section 2 of the Act of August 29, 1958 (72 Stat. 928; 43 U.S.C. 851; 852), and (2) a preferred right to apply for the reservation to them or to any of their political subdivisions under any statute or regulation applicable thereto of any of the lands required for a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways, in accordance with the provisions of section 24 of the Federal Power Act.

5. This order shall not otherwise be effective to change the status of the lands until 10:00 a.m. on August 12, 1963. At that time, the lands shall be open to the operation of the public land laws generally, subject to valid existing rights and equitable claims, the requirements of applicable law, rules, and regulations and the provision of any existing withdrawals, the national forest lands being open at that time to such forms of disposition as may by law be made of national forest lands.

6. The lands have been open to applications and offers under the mineral leasing laws, and to location under the United States mining laws subject to the provisions of the Act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

7. Any disposals of the lands described in Paragraph 2 of this order shall be subject to the provisions of section 24 of the Federal Power Act, supra, and to the prior right and conditions specified by the Federal Power Commission in its determination.

Inquiries concerning the lands in the State of Washington should be addressed to the Manager, Land Office, Bureau of Land Management, Spokane, Washington; for those in Oregon, inquiries should be addressed to the Manager, Land Office, Bureau of Land Management, Portland, Oregon.

JOHN A. CARVER, Jr.,

Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

[F.R. Doc. 63-1666; Filed, Feb. 14, 1963;
8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 43a]

MEMBERSHIP ROLL OF PONCA TRIBE OF NATIVE AMERICANS OF NEBRASKA

Applications, Appeals, and Preparation of Roll; Notice of Proposed Rule Making

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the Revised Statutes, sections 161, 463 and 465 (5 U.S.C. 22; 25 U.S.C. 2 and 9), it is proposed to amend Title 25, Code of Federal Regulations, by adding Part 43a.

The Act of September 5, 1962 (76 Stat. 429), provides for the division of the assets of the Ponca Tribe of Native Americans of Nebraska among the members of the Tribe and directs the Secretary of the Interior to prepare, with the advice and assistance of the Tribe, a roll of members of the Tribe living on September 5, 1962, who meet the requirements specified in the Act. The adult members whose names appear on the roll will be given an opportunity to indicate agreement or disagreement with a division of the assets of the Tribe and, if such vote is in favor of a division of the assets, the roll prepared by the Secretary shall become the final roll of members of the Ponca Tribe of Native Americans in Nebraska. The purpose of these regulations is to govern the preparation of the roll.

It is the policy of the Department of the Interior whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed regulations to the Bureau of Indian Affairs, Washington 25, D.C., within thirty days of the date of publication of this notice in the FEDERAL REGISTER.

JOHN A. CARVER, JR.,

Assistant Secretary of the Interior.

FEBRUARY 11, 1963.

Part 43a, Chapter I, Title 25 of the Code of Federal Regulations reads as follows:

Sec.	
43a.1	Definitions.
43a.2	Purpose.
43a.3	Eligibility for enrollment.
43a.4	Filing of applications.
43a.5	Application forms.
43a.6	Review of applications and action by the Director.
43a.7	Review of Director's decisions by Negotiating Committee.
43a.8	Preparation, publication, and display of proposed roll.
43a.9	Appeals.
43a.10	Burden of proof.

Sec.

43a.11 Preparation of final roll.

43a.12 Special instructions.

AUTHORITY: §§ 43a.1 to 43a.12 issued under sec. 1, 76 Stat. 429.

§ 43a.1 Definitions.

As used in this Part 43a:

(a) "Secretary" means the Secretary of the Interior.

(b) "Commissioner" means the Commissioner of Indian Affairs.

(c) "Director" means the Area Director, Aberdeen Area Office, Bureau of Indian Affairs.

(d) "Tribe" means the Ponca Tribe of Native Americans of Nebraska.

(e) "Living" means born on or prior to and living on September 5, 1962.

(f) "Act" means the Act of Congress approved September 5, 1962 (76 Stat. 429).

(g) "Census roll" means the April 1, 1934, census roll of the Ponca Tribe of Native Americans of Nebraska and the supplement thereto of January 1, 1935.

(h) "Enrollee" means an individual whose name appears on the census roll.

(i) "Descendants" means those persons born after January 1, 1935, who have issued from an enrollee and include the enrollee's children, grandchildren, and so on, who possess at least one-fourth degree of Ponca Indian blood.

(j) "Negotiating Committee" means the committee which was elected by popular vote of the members of the Tribe to represent the Tribe in negotiations with the Federal Government for termination of Federal supervision over the affairs of the Tribe.

§ 43a.2 Purpose.

The regulations in this Part 43a are to govern the preparation of a final membership roll of the Ponca Tribe of Native Americans of Nebraska in accordance with the provisions of section 1 of the Act.

§ 43a.3 Eligibility for enrollment.

(a) The following shall be eligible for enrollment:

(1) Those persons whose names appear on the census roll, regardless of their degree of Ponca Indian blood, who were living on September 5, 1962.

(2) Descendants of those persons on the census roll, regardless of residence, who were living on September 5, 1962, and who possess not less than one-fourth degree of Ponca Indian blood. The degree of Ponca Indian blood shown on the census roll will be conclusive in determining the degree of Ponca Indian blood possessed by descendants of enrollees unless disputed by the applicant, in which case, evidence submitted by the applicant and all available records will be used in making a final determination.

(3) Ponca of Nebraska children adopted by non-Indians, if they otherwise meet the requirements for enrollment.

(b) The following shall not be eligible for enrollment:

(1) Those persons born prior to April 1, 1934, whose names do not appear on the census roll.

(2) Individuals who are enrolled with another tribe of Indians or who have received allotments of land and/or payments from any other tribe. Ownership in an allotment or an interest in an allotment acquired through inheritance shall not, however, be a bar to enrollment.

(3) Children of Indian blood of other tribes and non-Indian children who have been legally adopted by members of the Tribe.

§ 43a.4 Filing of applications.

(a) Enrollees will be requested to file an application form for information purposes.

(b) Descendants must, within two months after the date of publication of this Part 43a, file or have filed for them with the Director an application for enrollment on a form provided for that purpose.

(c) Written application forms for minors, mentally incompetent persons, members of the Armed Forces stationed outside the states of the United States or persons who have died since September 5, 1962, may be filed by the parent, guardian, next of kin, next friend, spouse, executor or administrator of estate, the Director, or other person within the time provided in paragraph (b) of this section.

§ 43a.5 Application forms.

(a) Application forms may be obtained from the Director, the Superintendent of the Winnebago Agency, Winnebago, Nebraska, or the Ponca Negotiating Committee, Niobrara, Nebraska.

(b) Among other information, each application requires:

(1) The name, address, and date of birth of the applicant and, if the application is filed on behalf of a minor, a mental incompetent, a member of the Armed Forces stationed outside of the states of the United States, or a person who has died since September 5, 1962, the name and address of person filing for such individual and a statement as to his relationship to applicant.

(2) Degree of Ponca Indian blood claimed.

(3) Name, census roll number, date of census roll, and relationship of enrollee through whom eligibility is claimed, including Indian name, if known.

§ 43a.6 Review of applications and action by the Director.

The Director shall review all applications and, for those filed by descendants of enrollees, shall determine eligibility for enrollment. The Director shall notify each applicant in writing of his decision. If the decision of the Director

PROPOSED RULE MAKING

is favorable the name of the applicant shall be placed on the proposed roll. If the Director's decision is adverse the applicant shall be notified of such decision in writing by registered mail, return receipt requested, together with a full explanation of the reasons therefor and of his right of appeal to the Secretary in accordance with the procedures set forth in § 43a.9 of this part. If an individual files an application on behalf of more than one person, one notice of eligibility or rejection may be addressed to the person who filed the applications. Such notice must list the name of each person involved.

§ 43a.7 Review of Director's decisions by Negotiating Committee.

The Director shall make available to the Negotiating Committee for review a list of names of applicants, indicating thereon those whose applications have been rejected, and a copy of each notice of rejection. If the Negotiating Committee disagrees with the Director's decision on any application, the Negotiating Committee may file an appeal from that action in accordance with the procedures set forth in § 43a.9.

§ 43a.8 Preparation, publication, and display of proposed roll.

The Director shall, with the assistance of the Negotiating Committee, prepare from the census roll and applications filed a proposed roll of members of the tribe who meet the requirements specified in section 1 of the Act and § 43a.3. Upon completion, the proposed roll shall be published in the FEDERAL REGISTER and put on display for a period of 60 days from the date of publication at several public places to be determined by the Director in cooperation with the Negotiating Committee. Copies of the roll shall also be furnished to each area office, agency, and field employment assistance office of the Bureau of Indian Affairs and other Indian centers for public display for a period of 60 days from the date of publication in the FEDERAL REGISTER. Two copies of the proposed roll shall be forwarded to the Commissioner.

§ 43a.9 Appeals.

(a) Any person claiming membership rights in the Tribe may, within 60 days from the date the proposed roll is published in the FEDERAL REGISTER file with the Secretary an appeal protesting the inclusion or omission of the name of any person on or from the proposed roll. All appeals must be in writing addressed to the Secretary and must be supported by documentary evidence. Appeals should be mailed to the Area Director, Bureau of Indian Affairs, 820 South Main, Aberdeen, South Dakota.

(b) All appeals shall be forwarded to the Commissioner, together with the complete record on each case, for presentation to the Secretary for final determination.

§ 43a.10 Burden of proof.

The burden of proof rests upon the individual protesting the inclusion or omission of the name of any person on or from the proposed roll to establish

that such person does or does not meet the requirements for enrollment. Evidence to support the protest may consist of documents such as birth certificates, death certificates, baptismal records, copies of probate findings, affidavits, etc.

§ 43a.11 Preparation of final roll.

(a) When final determinations have been made by the Secretary on all appeals, the Commissioner shall prepare a final roll of the Tribe. The final roll shall contain for each person, final roll number, proposed roll number, name, address, sex, date of birth, and degree of Ponca Indian blood. There shall also be provided a remarks column for the purpose of identifying the enrollee through whom enrollment rights were established.

(b) Based on the decision of the Secretary and the nature of the appeal, the names of individuals in question shall be added to, retained on, removed, or omitted from the final roll. When completed the final roll shall be submitted to the Secretary for approval.

§ 43a.12 Special instructions.

To facilitate the work of the Director, the Commissioner may issue special instructions not inconsistent with the regulations in this Part 43a.

[F.R. Doc. 63-1663; Filed, Feb. 14, 1963; 8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 15]

ENRICHED CORN GRITS

Notice of Proposal To Amend Standard of Identity

Notice is given that the Quaker Oats Company, Barrington, Illinois, has filed a petition proposing that the standard of identity for enriched corn grits (21 CFR 15.514) be amended to delete the requirement that the enriching nutrients be so added as to meet a prescribed rinse-resistance test.

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and under the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625), all interested persons are invited to present their views in writing regarding the proposals published in this notice. Such views and comments should be submitted preferably in quintuplicate, addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., within 30 days following the date of publication of this notice in the FEDERAL REGISTER.

The petitioner proposes that § 15.514 *Enriched corn grits; identity* be amended as follows:

1. By deleting from paragraph (a) (3) the final sentence, which reads: "When the finished food is tested by the method prescribed in paragraph (c) of this section it complies with the requirements set forth therein."

2. By deleting paragraph (c), which details the method for performing the test for rinse resistance.

Dated: February 11, 1963.

J. K. KIRK,
Assistant Commissioner
of Food and Drugs.

[F.R. Doc. 63-1677; Filed, Feb. 14, 1963; 8:49 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Carrageenan, Salts of Carrageenan, Furcelleran, and Salts of Furcelleran; Notice of Proposed Rule Making

Subsequent to the publication of § 121.1066 *Carrageenan* and § 121.1067 *Salts of carrageenan* in the FEDERAL REGISTER of October 6, 1961 (26 F.R. 9411), comments were received from the original petitioner Marine Colloids, Inc., 24 State Street, New York 4, New York, concerning the nomenclature of the additive and the label declaration if its constituents. The Commissioner of Food and Drugs has evaluated these comments and other pertinent data and has concluded that §§ 121.1066 and 121.1067 should be amended. It is also concluded that amendments should be made to § 121.1068 *Furcelleran* and § 121.1069 *Salts of furcelleran* to provide a desired uniformity of regulation.

Therefore, pursuant to the Federal Food, Drug, and Cosmetic Act (secs. 409, 701, 52 Stat. 1055 as amended et seq., 72 Stat. 1785; 21 U.S.C. 348, 371) and under the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625), it is proposed to amend §§ 121.1066, 121.1067, 121.1068, and 121.1069, in the following respects:

1. By changing § 121.1066(d) to read:

§ 121.1066 *Carrageenan.*

(d) To assure safe use of the additive, the label and labeling of the additive shall bear the name of the additive, carrageenan.

2. By changing § 121.1067 (a) and (c) to read:

§ 121.1067 *Salts of carrageenan.*

(a) The food additive consists of carrageenan, meeting the provisions of § 121.1066, modified by increasing the concentration of one of the naturally occurring salts (ammonium, calcium, potassium, or sodium) of carrageenan to the level that it is the dominant salt in the additive.

(c) To assure safe use of the additive, the label and labeling of the additive shall bear the name of the salt of carrageenan that dominates the mixture by

reason of the modification, e.g. "sodium carrageenan," "potassium carrageenan," etc.

3. By changing § 121.1068(d) to read:
§ 121.1068 *Furcelleran*

(d) To assure safe use of the additive, the label and labeling of the additive shall bear the name of the additive, furcelleran.

4. By changing § 121.1069(a) and (c) to read:

§ 121.1069 *Salts of furcelleran.*

(a) The food additive consists of furcelleran, meeting the provisions of § 121.1068, modified by increasing the concentration of one of the naturally occurring salts (ammonium, calcium, potassium, or sodium) or furcelleran to the level that it is the dominant salt in the additive.

(c) To assure safe use of the additive, the label and labeling of the additive shall bear the name of the salt of furcelleran that dominates the mixture by reason of the modification, e.g. "sodium furcelleran," "potassium furcelleran," etc.

The Commissioner hereby offers an opportunity to any interested person to submit views and comments on this proposal within 30 days from the date of publication of this notice in the FEDERAL REGISTER. Such views and comments should be submitted in triplicate and addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C.

Dated: February 11, 1963.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 63-1686; Filed, Feb. 14, 1963;
8:50 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1035) has been filed by Kadison Laboratories, Inc., 1850 West 43d Street, Chicago 9, Illinois, and Union Carbide Chemicals Company, Post Office Box 65, Tarrytown, New York, proposing the issuance of a regulation to provide for the safe use of polyethylene glycol (minimum molecular weight of 1,300) as a coating on sodium nitrite crystals to inhibit the hygroscopic property of sodium nitrite.

Dated: February 11, 1963.

J. K. KIRK,
*Assistant Commissioner
of Food and Drugs.*

[F.R. Doc. 63-1678; Filed, Feb. 14, 1963;
8:49 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1010) has been filed by Lederle Laboratories, a Division of American Cyanamid Company, Pearl River, New York, proposing the issuance of a regulation to provide for the safe use of polyacrylamide as a film former in the imprinting of soft-shell gelatin capsules.

Dated: February 11, 1963.

J. K. KIRK,
*Assistant Commissioner
of Food and Drugs.*

[F.R. Doc. 63-1679; Filed, Feb. 14, 1963;
8:49 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1046) has been filed by Midland Industrial Finishes Company, East Water Street, Waukegan, Illinois, proposing the amendment of paragraph (b)(3)(xxvii) of § 121.2514 *Resinous and polymeric coatings* by inserting therein, in alphabetical order, the new item "Lanolin."

Dated: February 11, 1963.

J. K. KIRK,
*Assistant Commissioner
of Food and Drugs.*

[F.R. Doc. 63-1680; Filed, Feb. 14, 1963;
8:49 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1047) has been filed by Refined Products Company, 624 Schuyler Avenue, Lyndhurst, New Jersey, proposing the amendment of § 121.2515 *Chelating agents used in the manufacture of paper and paperboard* to provide for the safe use of pentasodium salt of diethylenetriamine pentaacetate as a chelating agent in the manufacture of paper and paperboard used in contact with food.

Dated: February 11, 1963.

J. K. KIRK,
*Assistant Commissioner
of Food and Drugs.*

[F.R. Doc. 63-1681; Filed, Feb. 14, 1963;
8:49 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1018) has been filed by Mr. George Simmons, 1000 Connecticut Avenue, NW., Washington 6, D.C., proposing the issuance of a regulation to provide for the safe use of sodium salt of polyoxyethylated (40 mols) tallow alcohol sulfate as an emulsifier in coatings for paper and paperboard used in food packaging. It is also proposed that paragraph (c)(5) of § 121.2520 *Adhesives* be amended by inserting in the list "Components of Adhesives," in alphabetical order, the new item "Polyoxyethylated (40 mols) tallow alcohol sulfate, sodium salt."

Dated: February 11, 1963.

J. K. KIRK,
*Assistant Commissioner
of Food and Drugs.*

[F.R. Doc. 63-1682; Filed, Feb. 14, 1963;
8:50 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-SO-68]

CONTROL ZONE, TRANSITION AREA, AND CONTROL AREA EXTENSION

Proposed Alteration, Designation and Revocation

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65 [New]), notice is hereby given that the Federal Aviation Agency is considering amendments to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The following controlled airspace is designated in the Macon, Ga., terminal area:

1. The Macon control zone is designated within a 5-mile radius of Cochran Field; within 2 miles either side of the Macon VORTAC 316° and 325° True radials extending from the 5-mile radius zone to 12 miles northwest of the VORTAC; within a 5-mile radius of Robins AFB and within 2 miles either side of the Macon VORTAC 120° and 140° True radials extending from the 5-mile radius zone to 12 miles southeast of the VORTAC.

2. The Macon control area extension is designated as that airspace bounded on the south by latitude 32°00'00" N., on the west by V-97, on the north by the Atlanta, Ga., transition area and V-18 and on the east by a line extending from latitude 33°31'00" N., longitude 82°30'00" W., to latitude 32°15'00" N., longitude 82°30'00" W., to latitude 32°00'00" N., longitude 82°51'00" W.

To implement the provisions of Amendments 60-21 (26 F.R. 570) and 60-29 (27 F.R. 4012) to the Civil Air Regulations, Part 60, Air Traffic Rules,

in the Macon terminal area, the Federal Aviation Agency has under consideration the following airspace actions:

1. Redesignate the Macon control zone within a 5-mile radius of Cochran Field, Macon, Ga. (latitude 32°41'35" N., longitude 83°38'50" W.); within a 5-mile radius of the Robins AFB, Macon, Ga. (latitude 32°38'30" N., longitude 83°35'35" W.); within 2 miles either side of the Macon VORTAC 316° True radial extending from the Cochran Field 5-mile radius zone to 11.5 miles northwest of the VORTAC; within 2 miles either side of the Macon VORTAC 325° True radial extending from the Cochran Field 5-mile radius zone to 8 miles northwest of the VORTAC; and within 2 miles either side of the Macon VORTAC 138° True extending from the Robins AFB 5-mile radius zone to 13 miles southeast of the VORTAC.

2. Revoke the Macon control area extension and designate in lieu thereof the Macon transition area to extend upward from 700 feet above the surface within an 8-mile radius of the Robins AFB; within 8 miles southeast and 5 miles northwest of the Macon ILS localizer southwest course extending from the Cochran Field to 12 miles southwest of the ILS outer marker; that airspace extending upward from 1,200 feet above the surface within a 35-mile radius of the Macon VORTAC excluding the portion within the Atlanta, Ga., transition area; within the area north of Macon bounded on the north by V-18, on the east by V-35, and on the southwest by V-267; within the area southeast of Macon bounded on the northwest by V-70, on the northeast by V-5, and on the southwest by V-243 and proposed V-243E (Airspace Docket No. 61-FW-24); that airspace extending upward from 3,000 feet MSL within the area northeast of Macon extending from the 35-mile radius area bounded on the north by V-18, on the southeast by V-56, and on the west by V-35; within the area east of Macon extending from the 35-mile radius area bounded on the north by V-56 on the east by latitude 82°30'00" W, on the south by V-70, and on the west by V-267; within the area southeast of Macon bounded on the north by V-154, on the east by longitude 82°30'00" W, on the southeast by a line extending from latitude 32°15'00" N, longitude 82°30'00" W through latitude 32°10'00" N, longitude 82°42'15" W, on the west by V-267, and on the northwest by V-70; and the area south of Macon bounded on the north by V-70, on the east by V-243, on the south by latitude 32°00'00" N, and on the west by V-35. The proposed revocation of the Macon control area extension would require an editorial change to the west boundary of the Allendale, S.C., control area extension which would be accomplished in the final rule.

3. The floors of the airways that traverse the transition area proposed herein would automatically coincide with the floor of the transition area.

The actions proposed herein would raise the floor of controlled airspace from 700 feet above the surface beyond the immediate vicinity of Robins AFB to 1,200 feet and at the outer limits to 3,000

feet MSL. Thus, controlled airspace would be released in the outer portions of the terminal area for other uses while retaining protection for the prescribed holding, arrival, departure and radar vector procedures within the Macon terminal area. Slight revisions of portions of the prescribed procedures would be effected concurrently with the action proposed herein to minimize the extent of controlled airspace required with the lower floors. These actions are designed to not adversely effect either aircraft performance or present landing minimums.

Specific details of the changes in procedures and minimum instrument flight rules altitudes that would be required attendant to the implementation of Amendments 60-21 and 60-29 may be examined by contacting the Chief, Airspace Utilization Branch, Air Traffic Division, Southern Region, Federal Aviation Agency, P.O. Box 20636, Atlanta 20, Ga.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Southern Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 20636, Atlanta 20, Georgia. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1653; Filed, Feb. 14, 1963;
8:45 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-EA-68]

FEDERAL AIRWAY Proposed Alteration

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65

[New]), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

Low altitude VOR Federal airway No. 162 and its control areas extend in part from Clarksburg, W. Va., to Grantsville, Md. The Federal Aviation Agency has under consideration the alteration of Victor 162 by extending it from Clarksburg to Elkins, W. Va. This new segment of the airway would terminate at the intersection of the Clarksburg VOR 135° and the Elkins VOR 092° True radials. The extension of this airway would provide a direct route between these two cities for the control of instrument flight rules traffic. Under Agency Airway Planning Standard No. 2 dated September 1960, these two terminals qualify for a connecting airway on the basis of being certificated air carrier stops.

The control areas of this new segment of the airway would extend upward from 700 feet above the surface to the base of the continental control area. Separate actions would be initiated to implement on an area basis Amendment 60-21 to Part 60 of the Civil Air Regulations.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Eastern Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, New York International Airport, Jamaica 30, N.Y. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1654; Filed, Feb. 14, 1963;
8:45 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-WE-119]

FEDERAL AIRWAY AND ASSOCIATED CONTROLLED AREAS**Proposed Alteration**

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65 [New]), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

VOR Federal airway No. 4 is designated in part from Baker, Oreg., to Boise, Idaho. The Federal Aviation Agency is considering increasing the width of this segment of Victor 4 to 12 miles from 45 nautical miles from Baker to 45 nautical miles from Boise and designating a standard south alternate to this segment of Victor 4. The south alternate would be 10 miles wide from Baker for 45 nautical miles thence 13 miles wide to 45 nautical miles from Boise thence 10 miles wide to Boise. The south alternate would provide for separation between aircraft arriving and departing Boise, and en route traffic over Boise. The increased airway width of both the main and alternate airway would provide protection for aircraft while operating more than 45 nautical miles from the Baker and Boise VORTACs.

The control areas associated with this segment of Victor 4 and Victor 4 south alternate would extend upward from 700 feet above the surface until such time as Amendments 60-21 and 60/29 to Part 60 of the Civil Air Regulations are applied to the Baker and Boise terminal areas.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1655; Filed, Feb. 14, 1963;
8:46 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-WE-137]

FEDERAL AIRWAYS AND ASSOCIATED CONTROL AREAS**Proposed Alteration**

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65 [New]), notice is hereby given that the Federal Aviation Agency (FAA) is considering amendments to §§ 71.123 and 71.143 of the Federal Aviation Regulations, the substance of which is stated below.

Low altitude airway V-81 is presently designated in part as a 10-mile wide airway from the Colorado Springs, Colo., VORTAC via the intersection of the Colorado Springs VORTAC 345° and the Denver, Colo., VORTAC 183° True radials to the Denver VORTAC.

Low altitude airway V-148 is presently designated in part as a 10-mile wide airway from the Denver VORTAC via the intersection of the Denver VORTAC 183° and the Kiowa, Colo., VORTAC 268° True radials to the Kiowa VORTAC.

Intermediate altitude airways V-1635 and V-1543 are each presently designated in part as a 16-mile wide airway from the Colorado Springs VOR to the intersection of the Colorado Springs VOR 345° and the Denver VOR 183° True radials; thence as a 10-mile wide airway to the Denver VOR.

The FAA proposes to redesignate Victor 81, Victor 1635 and Victor 1543 each in part as a 10-mile-wide airway on a direct alignment from the Colorado Springs VOR to the Denver VOR. The direct alignment would simplify air navigation by removing the existing dog-leg and enable the minimum en route instrument altitude of 11,000 feet on Victor 81 to be lowered to 10,000 feet. The reduced width for Victor 1635 and Victor 1543 would permit lateral separation between these airways and terminal area holding patterns.

In addition, the FAA proposes to redesignate Victor 148 in part as a 10-mile-wide airway from the Denver VORTAC via the intersection of the Denver VORTAC 174° and the Kiowa VORTAC 268° True radials to the Kiowa VORTAC. This action would retain the coincidental alignment of a portion of Victor 148 with Victor 81.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn:

Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1656; Filed, Feb. 14, 1963;
8:46 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62-SW-59]

FEDERAL AIRWAYS**Proposed Revocation and Alteration**

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65 [New]), notice is hereby given that the Federal Aviation Agency is considering amendments to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

Intermediate altitude airway V-1528 extends from Oakland, Calif., to Dallas, Tex. Intermediate altitude airway V-1551 extends in part as a 10-mile-wide airway from Oakland, Calif., VOR via the intersection of the Oakland VOR 077° and the Stockton, Calif., VOR 268° True radials to the Stockton VOR. Intermediate altitude airway V-1529 extends in part from the Dalhart, Tex., VOR to the Tobe, Colo., VOR. The Federal Aviation Agency (FAA) has under consideration revocation of V-1528, extending V-1529 and altering a segment of V-1551. The FAA's latest IFR peak-day airway traffic survey shows no aircraft movements on the segment of V-1528 from Hanksville, Utah, to Dalhart, Tex. Therefore, it appears that this airway segment is unjustified as an assignment of airspace. In addition, the airway structure would be simplified by revoking V-1528 in its entirety since

PROPOSED RULE MAKING

the segment of V-1528 from Stockton to Hanksville, coincides with V-1516 and the segment of V-1528 from Dalhart to Dallas, Tex., would be redesignated as V-1529 from the Dalhart VOR as a 10-mile-wide airway via Amarillo, Tex., VOR; Childress, Tex., VOR; thence as a 16-mile-wide airway to Wichita Falls, Tex., VOR; intersection of the Wichita Falls VOR 122° and the Dallas, Tex., VOR 299° True radials to Dallas. The airway segment of V-1528 from Oakland to Stockton would be retained by redesignating V-1551 from Oakland to Stockton as a 10-mile-wide airway via the intersection of the Oakland VOR 110° and the Stockton VOR 246° True radials.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Southwest Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue NW., Washington 25, D.C. An informal

Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1658; Filed, Feb. 14, 1963;
8:46 a.m.]

[14 CFR Part 75 [New]]

[Airspace Docket No. 62-WE-145]

JET ADVISORY AREAS

Proposed Alteration

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65 [New]), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 75 [New] of the Federal Aviation Regulations the substance of which is stated below.

Secondary radar from the surveillance radar at a site near Gallup, New Mexico, is expected to be commissioned in May 1963 which will make additional radar jet advisory service possible from the Denver, Colo., Air Route Traffic Control Center. The Federal Aviation Agency has under consideration the alteration of the jet advisory area associated with Jet Route No. 10 to include the airspace 16 statute miles either side of J-10 from flight level 240 to flight level 390 inclusive from 40 nautical miles northeast of Farmington, New Mexico, to 115 nautical miles southwest of Denver, Colo.

This action would provide additional area wherein radar jet advisory service would be available to scheduled air carrier aircraft.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A-103, 1711 New York Avenue N.W., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on February 8, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63-1657; Filed, Feb. 14, 1963;
8:46 a.m.]

Notices

DEPARTMENT OF STATE

Agency for International Development MEALS FOR MILLIONS FOUNDATION, INC.

Registration as Voluntary Foreign Aid Agency

In accordance with the regulations of the Agency for International Development concerning Registration of Agencies for Voluntary Foreign Aid (A.I.D. Regulation 3) 22 CFR Part 203, promulgated pursuant to section 621(a) of the Foreign Assistance Act of 1961, as amended, notice is hereby given that a certificate of registration as a voluntary foreign aid agency has been issued by the Advisory Committee on Voluntary Foreign Aid of the Agency for International Development to the following agency:

Meals for Millions Foundation, Inc.,
215 West Seventh Street,
Los Angeles 14, Calif.

DAVID E. BELL,
Administrator.

FEBRUARY 7, 1963.

[F.R. Doc. 63-1674; Filed, Feb. 14, 1963;
8:48 a.m.]

DEPARTMENT OF THE TREASURY

Foreign Assets Control

IMPORTATION OF CERTAIN MER- CHANDISE DIRECTLY FROM KOREA Available Certifications by Republic of Korea

Notice is hereby given that certificates of origin issued by the Ministry of Commerce and Industry of the Republic of Korea under procedures agreed upon between that Government and the Foreign Assets Control are now available with respect to the importation into the United States directly, or on a through bill of lading, from Korea of the following additional commodities:

Braids, straw.
Ginger, preserved.
Shark fins.

[SEAL] MARGARET W. SCHWARTZ,
Director,
Foreign Assets Control.

[F.R. Doc. 63-1675; Filed, Feb. 14, 1963;
8:48 a.m.]

IMPORTATION OF CERTAIN MER- CHANDISE DIRECTLY FROM TAIWAN Available Certifications by Govern- ment of Republic of China

Notice is hereby given that certificates of origin issued by the Ministry of Economic Affairs of the Republic of China under procedures agreed upon between

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that Government and the Foreign Assets Control are now available with respect to the importation into the United States directly, or on a through bill of lading, from Taiwan (Formosa) of the following additional commodities:

Cornmint oil.
Cuttlefish, dried (Mow Yu).

[SEAL] MARGARET W. SCHWARTZ,
Director,
Foreign Assets Control.

[F.R. Doc. 63-1676; Filed, Feb. 14, 1963;
8:49 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-201]

NUCLEAR FUEL SERVICES, INC. AND NEW YORK STATE ATOMIC RE- SEARCH AND DEVELOPMENT AU- THORITY

Prehearing Order

All the parties to this proceeding, as of this date, having asked for a prehearing conference for the purpose of discussing procedural and related matters:

Now therefore it is ordered, This 11th day of February 1963, that a prehearing conference will be held in the Auditorium of the U.S. Atomic Energy Commission, Germantown, Maryland at 2:00 p.m., February 21, 1963, to consider procedural and related matters.

Issued: February 11, 1963, German-
town, Md.

E. RIGGS McCONNELL,
*Chairman of the Atomic
Safety and Licensing Board.*

[F.R. Doc. 63-1628; Filed, Feb. 14, 1963;
8:45 a.m.]

[Docket No. 50-201]

NUCLEAR FUEL SERVICES, INC. AND NEW YORK STATE ATOMIC RE- SEARCH AND DEVELOPMENT AU- THORITY

Notice of Application for Construction Permit and Production Facility Li- cense

Please take notice that the New York State Atomic Research and Development Authority, 230 Park Avenue, New York 17, New York (hereinafter referred to as "ARDA") filed an application on January 30, 1963, for a construction permit under section 185 and a license under section 104b of the Atomic Energy Act of 1954, as amended, for a production facility. The facility, a chemical plant for the processing of irradiated fuel elements containing special nuclear material, will be constructed and operated by Nuclear Fuel Services, Inc., on land owned by New York State that the ap-

plication states will be leased from ARDA at the 3,331-acre Western New York Nuclear Service Center in the town of Ashford, Cattaraugus County, New York. The site on which the facility will be built consists of 230 acres. The application states that ARDA is a public benefit corporation created by the New York State Atomic Research and Development Authority Act, which will hold, in the name of the State, title to the site and the facilities for receiving irradiated fuel and storing high level waste to be constructed and operated by Nuclear Fuel Services, Inc. The latter filed an application dated July 25, 1962 to construct and operate this plant (27 F.R. 7829, August 8, 1962). A notice of hearing on the applications of ARDA and Nuclear Fuel Services, Inc., was published in 28 F.R. 1078, February 2, 1963. The earliest estimated date for completion of the facility is January 1, 1965, and the latest estimated date for its completion is December 31, 1965.

A copy of the application is available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Germantown, Md., this 7th day of February 1963.

UNITED STATES ATOMIC
ENERGY COMMISSION,
R. LOWENSTEIN,
*Director, Division of
Licensing and Regulation.*

[F.R. Doc. 63-1650; Filed, Feb. 14, 1963;
8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management FEDERAL RANGE CODE FOR GRAZING DISTRICTS

Schedule of Grazing Fees, 1963

Notice is hereby given that whereas in accordance with Departmental regulations (43 CFR 161.8), it is determined that the average of the prices per pound of beef and lamb for calendar year 1962, rounded to the nearest whole cent, is 20 cents based on marketing data furnished by the U.S. Department of Agriculture; and whereas I have determined that the percentage rate of such average of prices shall be fixed at 150 percent, therefore the grazing fees to be charged for use of the Federal range within grazing districts shall be established at 30 cents per animal unit month of forage for the grazing year beginning March 1, 1963, and ending February 29, 1964, in accordance with the following schedule:

1. One cow grazing for one month—30 cents.
2. One horse grazing for one month—60 cents.
3. One sheep grazing for one month—6 cents.

No fees will be charged for livestock under 6 months of age.

The fees apply to grazing use on the Federal range authorized pursuant to section 3 of the Taylor Grazing Act. Thirty-three and one-third percent of the total fee collected shall be credited to the range improvement fund.

A minimum annual charge of \$10 will be made on all regular licenses and permits, and on nonrenewable licenses.

Billings shall be issued in accordance with the rates prescribed in this notice.

STEWART L. UDALL,
Secretary of the Interior.

FEBRUARY 13, 1963.

[F.R. Doc. 63-1689; Filed, Feb. 14, 1963;
8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 13111]

CITY OF UKIAH, CALIF.

Notice of Postponement of Hearing

Notice is hereby given, pursuant to provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding, now assigned for February 26, 1963, is postponed until March 12, 1963, at 10:00 a.m. (local time) in the Council Chamber, City Hall, Ukiah, California, before the undersigned Examiner.

Dated at Washington, D.C., February 11, 1963.

[SEAL] THOMAS L. WRENN,
Associate Chief Examiner.

[F.R. Doc. 63-1687; Filed, Feb. 14, 1963;
8:50 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-4108]

ALLEGHENY POWER SYSTEM, INC., ET AL.

Notice of Filing of Joint Application-Declaration Regarding Issuance, Sale and Acquisition of Short-Term Notes

FEBRUARY 11, 1963.

In the matter of Allegheny Power System, Inc., 320 Park Avenue, New York 22, New York; The Potomac Edison Company, 200 E. Patrick, Street, Frederick, Maryland, and 55 E. Washington Street, Hagerstown, Maryland; Cumberland Valley Electric Company, Mercersburg, Pennsylvania.

Notice is hereby given that Allegheny Power System, Inc. ("Allegheny"), a registered holding company, and two of its public-utility subsidiary companies, The Potomac Edison Company ("Potomac") and Cumberland Valley Electric Company ("Cumberland"), have filed a joint application-declaration, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6, 7, 9, 10, and 12(b) of the Act and Rule 45

thereunder as applicable to the proposed transactions.

All interested persons are referred to the joint application-declaration, on file at the office of the Commission, for a statement of the proposed transactions, which are summarized as follows:

Allegheny proposes to lend to Potomac and Potomac proposes to borrow, from time to time prior to June 1, 1963, not to exceed \$5,500,000. To evidence each borrowing, Potomac will issue to Allegheny a note dated as of the date of issuance, maturing on April 30, 1964, and bearing interest on the unpaid face amount thereof at the New York prime commercial loan rate (presently $4\frac{1}{2}$ percent) in effect on the date of the note. The notes will be prepayable, in whole or in part, with accrued interest on the face amount prepaid, at any time without penalty or premium.

Allegheny also proposes to lend to Cumberland and Cumberland proposes to borrow on March 20, 1963, the sum of \$500,000. To evidence the borrowing, Cumberland will issue to Allegheny a promissory note, maturing on March 19, 1964, and bearing interest on the unpaid face amount thereof at the New York prime commercial loan rate in effect on March 20, 1963. The note will be prepayable, in whole or in part, with accrued interest on the face amount prepaid, at any time without penalty or premium.

The proceeds from the sale of notes by Potomac and Cumberland will be used to pay outstanding notes due Allegheny in the face amounts of \$4,500,000 and \$500,000, respectively, issued in 1962 to aid in financing their construction requirements. In the case of Potomac the remaining proceeds of \$1,000,000 will be used to aid in financing its construction program for 1963 and 1964, estimated at \$18,500,000.

The joint application-declaration states that no regulatory approval other than that of this Commission is required; and that no fees, commissions or expenses are to be incurred other than ordinary expenses in connection with the preparation and filing of the joint application-declaration.

Notice is further given that any interested person may, not later than March 4, 1963, request in writing that a hearing be held in respect of such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law which he desires to controvert; or he may request that he be notified should the Commission order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing upon applicants-declarants at the above-stated addresses, and proof of service (by affidavit, or, in case of an attorney at law, by certificate) filed or dispatched contemporaneously with the request. At any time after said date the joint application-declaration as filed or as it may be

amended, may be granted and permitted to become effective, as provided by Rule 23 of the general rules and regulations promulgated under the Act; or the Commission may grant exemption from its rules as provided in Rule 20(a) and 100 thereof, or take such other action as it deems appropriate.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 63-1672; Filed, Feb. 14, 1963;
8:48 a.m.]

[File No. 24D-2597]

METOIL, INC.

Order Canceling Hearing and Making Suspension Permanent

FEBRUARY 11, 1963.

I. Metoil, Incorporated (issuer), a Nevada corporation with offices at 161 South First West, Salt Lake City, Utah, filed with the Commission on September 26, 1962, a notification on Form 1-A and an offering circular relating to an offering of 238,500 shares of its 10 cents par value non-assessable common stock at an offering price of \$1 per share for an aggregate of \$238,500 for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder.

II. The Commission by order dated December 21, 1962, having temporarily suspended the Regulation A exemption of Metoil, Incorporated, pursuant to Rule 261 of the general rules and regulations under the Securities Act of 1933, as amended, a written request for a hearing having been made by the issuer, and a hearing upon the allegations set forth in the aforementioned order having been ordered by the Commission on January 15, 1963, to commence on February 19, 1963, at 10:00 a.m., m.s.t., at the Denver Regional Office of the Commission, 802 Midland Savings Building, 444 17th Street, Denver 2, Colorado, before Hearing Officer William W. Swift, and

The Commission, pursuant to Rule 7 of the Commission's rules of practice (17 CFR 201.7) having directed the issuer to file an answer to the allegations set forth in the temporary suspension order within 15 days after service of the notice and order for hearing upon the issuer, which service was made on January 18, 1963, and

The issuer having failed to file an answer to the allegations in the temporary suspension order within 15 days of service upon it of the notice and order for hearing,

It is hereby ordered, That the hearing scheduled for February 19, 1963, in this matter be, and it hereby is, canceled, and

It is further ordered, Pursuant to the provisions of Rule 261(b) of the general rules and regulations under the Securities Act of 1933, as amended, that the suspension of the Regulation A exemp-

tion from the registration requirements of the Securities Act with respect to the public offering of securities by the issuer be, and it hereby is, made permanent.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 63-1673; Filed, Feb. 14, 1963;
8:48 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP63-103]

CITIES SERVICE GAS CO.

Notice of Application and Date of Hearing

FEBRUARY 8, 1963.

Take notice that on October 22, 1962, Cities Service Gas Company, Oklahoma City, Oklahoma (Applicant), filed in Docket No. CP63-103 an application pursuant to section 7 of the Natural Gas Act for permission and approval to abandon certain facilities by sale or by retirement and for a certificate of public convenience and necessity authorizing the construction and operation of certain other facilities, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant proposes to abandon and construct and operate the following facilities all in the vicinity of Wichita, Kansas:

(A) Construct a new town border meter together with regulator and appurtenant facilities;

(B) Abandon by sale to The Gas Service Company (Gas Service) approximately 17,442 feet of 10-inch pipeline; approximately 835 feet of 3-inch pipeline; approximately 5,308 feet of 6-inch pipeline; approximately 3,032 feet of 2-inch pipeline, and approximately 805 feet of 4-inch pipeline; with appurtenant meter and regulator facilities;

(C) To abandon by sale to Kansas Gas Supply Corporation (Supply) approximately 13,892 feet of 10-inch pipeline; approximately 14,792 feet of 16-inch pipeline; approximately 380 feet of 12-inch pipeline, and approximately 8,308 feet of 4-inch pipeline; with appurtenant meter and regulator facilities, and,

(D) Abandon and reclaim Applicant's Hydraulic town border meter and regulator facilities.

Applicant states that the estimated cost of the proposed facilities to be constructed is \$22,200, which cost will be financed from treasury cash. The estimated cost of reclaiming facilities is \$1,300, with a salvage credit of \$14,450. The facilities to be sold to Gas Service will be sold for \$39,337, and the facilities to be sold to Supply will be sold for \$80,567.

Applicant states further that the proposed realignment of properties stems from its policy of disposing of pipeline facilities in residential or commercial areas, where possible, to the local distribution company, resulting generally in the elimination of expensive maintenance, operation and relocation work.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 19, 1963, at 9:30 a.m. e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 8, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-1659; Filed, Feb. 14, 1963;
8:46 a.m.]

[Docket No. G-13221 etc.]

UNION TEXAS PETROLEUM ET AL.

Notice of Applications and Notice Severing Proceedings and Consolidating Proceedings for Hearing

FEBRUARY 7, 1963.

Union Texas Petroleum, et al., Docket No. G-13221, etc.; Forest Oil Corporation (Operator), et al., Docket Nos. G-2804 and CI61-248; Hudson Gas & Oil Corporation (Operator), et al., Docket No. G-8938; The Atlantic Refining Company, Docket Nos. G-11904 and CI61-652; Sun Oil Company, Docket No. G-11116; Sohio Petroleum Company, Docket Nos. G-14569 and CI61-638; Southwest Gas Producing Co., Inc., et al., Docket No. G-14835; Robert B. Prentice (Operator), et al., Docket No. G-19292; Southwest Resources, Inc., Docket No. G-20103; Midwest Oil Corporation, Docket No. CI60-745; Union Oil Company of California, Docket No. CI61-166; The California Company, a Division of the California Oil Company, Docket Nos. CI61-628, CI61-629 and CI61-630; The British-American Oil Producing Company, Docket No. CI61-649; Herman Brown, Docket No. CI61-709; Herbert L. Dillon, Jr. (Operator), et al., Docket Nos. CI61-841 and CI63-410; Texaco Inc., Docket No. CI61-962; W. L. McKnight d/b/a La Gorce Oil Company (Operator), et al., Docket No. CI61-1464; Tidewater Oil Company, Docket Nos. CI63-823 and CI63-824; Gene M. Woodfin, Trustee for the Jean Curry Glassell Trust, Docket

No. CI63-885; Southern Natural Gas Company, Docket No. G-18129; Tenneco Corporation, Docket Nos. G-18980 and CP60-6; Trunkline Gas Company, Docket No. CP60-106; Mississippi River Fuel Corporation, Docket No. CP61-141; Hope Natural Gas Company, Docket No. CP61-152; Humble Gas Transmission Company, Docket Nos. CP61-290 and CP62-27; C. H. Lyons, Sr., et al., Docket No. CI63-789; Area Rate Proceeding, et al., Docket No. AR61-2, etc.

Take notice that each of the Applicants listed below has filed an application pursuant to section 7(c) of the Natural Gas Act (Act) for a certificate of public convenience and necessity or for an amendment to a certificate of public convenience and necessity authorizing the sale in interstate commerce of natural gas (produced in south Louisiana), all as more fully represented in the respective applications, and petitions to amend, as supplemented and amended, which are on file with the Commission and open to public inspection.

Take notice that Midwest Oil Corporation in Docket No. CI60-745 and Herbert L. Dillon in Docket No. CI63-410 seek permission under section 7(b) of the Act to abandon the sales temporarily authorized in Docket Nos. CI60-745 and CI61-841, respectively.¹

Take notice that the matters in Docket Nos. CI61-248, G-11904, CI61-652, G-19292, G-20103, CI60-745, CI61-166, CI61-628, CI61-629, CI61-630, CI61-638, CI61-649, CI61-709, CI61-841, CI61-962, G-18129, CP60-6, CP60-106, CP61-141, CP61-152, CP61-290, and CP62-27 which have heretofore been consolidated with Area Rate Proceeding, et al., Docket Nos. AR61-2, et al., are hereby severed therefrom.

Take further notice that all of the proceedings listed below are hereby consolidated with the proceedings in Union Texas Petroleum, et al., Docket Nos. G-13221, et al., for hearing under section 7 of the Act on a date to be announced by the presiding examiner in that consolidated proceeding.

Protests or petitions to intervene in the above-captioned proceedings may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 1, 1963.

JOSEPH H. GUTRIDE,
Secretary.

Applicants herein propose to produce and sell natural gas in interstate commerce from the locations and under the conditions as shown below.

Group I: Applications (and amendments thereto) for certificates of public convenience and necessity pending—temporary authorization issued.

Group II: Applications for certificates of public convenience and necessity pending—no temporary authorizations have been granted.

Group III: Applications to amend certificates of public convenience and necessity.

¹ Midwest Oil Corporation filed a "Notice of Withdrawal of an Application . . ." on November 21, 1960. Since service had begun before that date, the filing is considered a request to abandon service under section 7(b).

NOTICES

GROUP I

Docket Nos.	Applicant	Field and location	Purchaser	Proposed initial price cent/Mcf 15.025 psia	Rate schedule and contract date	Comments
CI60-745	Midwest Oil Corp.	Bourg Field, Terrebonne and Lafourche Parishes, La.	United Gas Pipe Line Co.	20.25	21 (4-8-60)	
CI61-248	Forest Oil Corp. (Operator), et al.	Mosquito Bay Area, Terrebonne Parish, La.	Transcontinental Gas Pipe Line Corp.	23.55	14 (4-13-60)	
CI61-841	Herbert L. Dillon, Jr. (Operator), et al.	South Iowa Field, Calcasieu and Jefferson Davis Parishes, La.	Tennessee Gas Transmission Co.	22.8	3 (11-3-60)	
CI63-410	do	do	do	*22.8	3 (11-3-60)	Applicant is filing to abandon service being rendered under applicant Docket No. CI61-841.
CI61-166	Union Oil Co. of California	Bay Junop Field, Terrebonne Parish, La.	Texas Gas Transmission Corp.	*23.25	60 (7-7-60)	*Refund condition.
CI61-628	The California Co., a division of California Oil Co.	Bayou Piquant Field, Terrebonne Parish, La.	do	*23.25	26 (8-16-60)	*Conditioned initial price.
CI61-629	do	North Duson Field, Acadia and Lafayette Parishes, La.	do	*23.8	25 (7-1-60)	*Conditioned to 23.25 and contains a refund condition.
CI61-630	do	South Thornwell and North Hayes Fields, Calcasieu and Jefferson Davis Parishes, La.	do	*23.8	24 (7-1-60)	Do.
CI61-638	Sohio Petroleum Co.	North Rousseau Field, Lafourche Parish, La.	do	*23.55	9 (7-1-60)	Do.
CI61-649	The British American Oil Producing Co.	Bayou Sale Area, St. Mary Parish, La.	do	*23.55	49 (6-1-60)	Do.
CI61-652	The Atlantic Refining Co.	Bayou Sale Field, St. Mary Parish, La.	do	*23.8	222 (9-1-60)	Do.
CI61-709	Herman Brown	North Rousseau Field, Lafourche Parish, La.	do	*23.55	9 (7-1-60)	Do.
CI61-962	Texaco Inc.	Bay Junop Field, Terrebonne Parish, La.	do	*23.25	233 (12-8-60)	*Refund condition.
CI61-1464	W. L. McKnight d/b/a LaGorce Oil Co. (Operator), et al.	Napoleonville Field, Assumption Parish, La.	Florida Gas Transmission Co.	19.75	3 (5-24-59)	Applicant filed to succeed to Irwin & Bess's pending Docket No. G-19297.
G-18129	Southern Natural Gas Co.	Lapeyrouse Field, Terrebonne Parish, La.	United Gas Pipe Line Co.	*18.5	F-4 (2-05-59)	*Tax reimbursements excluded
G-18980	Tenneco Corp.	Cal Pass (Blocks 39 and 40) West Cameron Area, Cameron Parish, Offshore, La.	Transcontinental Gas Pipe Line Corp.	22.01575	*29 (12-23-57)	*Tentative designation.
CP60-6	do	Block 77 of the Block 76 Field, Vermillion Parish, Offshore, La.	do	21.4	*44 (12-22-59)	Do.
CP60-106	Trunkline Gas Co.	Grosche Isle Field, Vermillion Parish, La.	Tennessee Gas Transmission Co.	22.83333	F-2 (4-14-60)	
CP61-141	Mississippi River Fuel Corp.	Pass Wilson and Bay Round Fields, Terrebonne Parish, La.	Texas Gas Transmission Corp.	*23.25	20 (4-14-60)	*Conditioned initial price.
CP61-141	do	Bayou Piquant Field, Terrebonne Parish, La.	do	*23.25	21 (6-9-60)	Do.
CI61-152	Hope Natural Gas Co.	Pass Wilson and Bay Round Fields, Terrebonne Parish, La.	do	*23.25	I.P. No. 16 (4-7-60)	Do.
CP61-152	do	Piquant Field, Terrebonne Parish, La.	do	*23.25	I.P. No. 17 (5-27-60)	Do.
CP61-290	Humble Gas Transmission Co.	Duson Field, Lafayette Parish, La.	United Fuel Gas Co.	19.5	F-10 (8-5-59)	
CP62-27	do	Pecaniere Field, St. Landry Parish, La.	Florida Gas Transmission Co.	*23.25	F-11 (5-1-61)	*Conditioned to 21.25.
CI63-789	C. H. Lyon, Sr., et al.	Assumption Parish, La.	Texas Gas Transmission Corp.	*23.875	18 (11-16-56)	*Conditioned to 21.0.

GROUP II

G-11904	The Atlantic Refining Co.	Bourge Field, Terrebonne and Lafourche Parishes, La.	United Fuel Gas Co.	17.0	166 (10-5-56)	
G-19292	Robert B. Prentice (Operator), et al.	Houma Field Area, Terrebonne Parish, La.	United Gas Pipe Line Co.	10.4970	*3 (5-14-59)	*Supercedes Rate Schedule No. 1.
G-20103	Southwest Resources, Inc.	Iota Field, Acadia Parish, La.	Transcontinental Gas Pipe Line Corp.	11.75	1 (6-20-55)	Permanent certificate was issued to Crescent Oil and Gas Corp., et al., in G-12304.
G-20103	do	do	Texas Gas Transmission Corp.	9.9970	2 (11-28-52)	Permanent certificate was issued to Crescent Oil and Gas Corp., et al., in G-12303.
CI63-823	Tidewater Oil Co.	Southwest Kinder Field, Allen Parish, La.	United Gas Pipe Line Co.	*19.75	122 (11-29-62)	*Temporary authorization requested.
CI63-824	Tidewater Oil Co.	St. Martinville Field, St. Martin Parish, La.	United Gas Pipe Line Co.	*19.25	123 (11-29-62)	*Temporary authorization requested.
CI63-885	Gene M. Woodfin, trustee for the Jean Curry Glassell Trust.	Chacabowla Field, Lafourche Parish, La.	Florida Gas Transmission Corp.	*21.25	2 (9-20-62)	Do.
G-8938	Hudson Gas & Oil Corp. (Operator), et al.	W. Delta Farms Field, Lafourche Parish, La.	Tennessee Gas Transmission Co.	*19.5	9 (5-18-55)	*Effective subject to refund, permanent certificate was issued to E. J. Hudson, et al., in Docket No. G-8938.

GROUP III

G-2804	Forest Oil Corp. (Operator), et al.	Ellis Field, Acadia Parish, La.	United Fuel Gas Co.	*20.3	3 (1-15-54)	*Effective subject to refund.
G-11116	Sun Oil Co.	North Chalkey Field, Calcasieu and Jefferson Davis Parishes, La.	do	*20.3	76 (7-23-56)	Do.
G-14569	Sohio Petroleum Co.	Ramos Field, St. Mary and Assumption Parishes, La.	Texas Gas Transmission Corp.	*21.75	43 (11-22-57)	Do.
G-14835	Southwest Gas Producing Company, Inc.	do	do	*21.75	10 (11-22-57)	Do.

[Docket No. CP63-26 etc.]

SOUTHERN NATURAL GAS CO. ET AL.**Notice of Applications, Consolidation, and Date of Hearing**

FEBRUARY 8, 1963.

Southern Natural Gas Company, Docket No. CP63-26; Warrior River Natural Gas District, Docket No. CP63-70; Chattahoochee Valley Gas District, Docket No. CP63-163; Gulf Oil Corporation, Docket No. CI63-123; Humble Oil & Refining Company, Docket No. CI63-129.

Take notice that Southern Natural Gas Company (Southern), a Delaware corporation with its principal place of business in the Watts Building, Birmingham, Alabama, filed in Docket No. CP63-26 on July 26, 1962, as supplemented September 4, 1962, and November 13, 1962, an application pursuant to section 7(c) of the Natural Gas Act (Act) for a certificate of public convenience and necessity authorizing Southern to construct and operate pipeline facilities and to transport, deliver, and sell natural gas in interstate commerce for resale; additionally, Gulf Oil Corporation (Gulf), a Pennsylvania corporation with its principal place of business in Houston, Texas, filed in Docket No. CI63-123 on July 26, 1962, as supplemented January 8, 1963, and Humble Oil & Refining Company, a Delaware corporation with its principal place of business in the Humble Building, Houston, Texas, filed in Docket No. CI63-129 on July 27, 1962, as supplemented January 17, 1963, applications pursuant to section 7(c) of the Act for certificates of public convenience and necessity authorizing them to sell to Southern in interstate commerce for resale a limited volume of natural gas produced from lands located in the West Delta Block 27 Field, Plaquemines Parish, Louisiana; finally, Warrior River Natural Gas District (River Gas), an Alabama municipal corporation with principal place of business at Parrish, Alabama, filed in Docket No. CP63-70 on September 20, 1962, and Chattahoochee Valley Gas District (Valley Gas), an Alabama municipal corporation with principal place of business at Clio, Alabama, filed in Docket No. CP63-163 on December 10, 1962, applications pursuant to section 7(a) of the Act for orders requiring Southern to establish physical connection of its transportation facilities with those of River Gas and Valley Gas and to sell natural gas to them for distribution in approximately 10 Alabama communities, all as hereinafter described, subject to the jurisdiction of the Commission, as more fully represented in the above-mentioned applications and supplements thereto which are on file with the Commission and open for public inspection.

Southern seeks a certificate authorizing it to install compressing facilities to increase its system capacity to 1,515,000 Mcf per day, or 95,000 Mcf per day above the capacity resulting from the facilities certificated in Docket No. CP61-206 in Texas Eastern Transmission Corporation, et al., Docket Nos. CP60-

122, et al., Opinion No. 372, issued December 17, 1962, 28 FPC _____. The additional capacity would be used to serve the increased requirements of existing customers and to enable Southern to initiate natural-gas service to approximately 36 communities in southeastern Georgia where gas will be delivered at several new delivery points to Atlanta Gas Light Company (Atlanta Gas) which will distribute gas in all of the proposed communities except Vidalia, Georgia, which proposes to construct a municipally-owned gas distribution system. Southern also proposes to construct about 50 miles of looping facilities on six different branch lines located in Mississippi, Alabama, and Georgia. In order to receive into its system the additional gas which Gulf and Humble want to sell it, Southern further requests authorization to construct a 22-inch, 27-mile pipeline in southern Louisiana, and also proposes to install additional compressing facilities on that portion of its system which extends southward into Louisiana from a point near Gwinville, Mississippi.

The compressing facilities which Southern proposes to install on its southern Louisiana supply system and on its South Line, which extends northeastward from Gwinville, Mississippi, into western South Carolina, are tabulated below:

Proposed additional compression	Total horsepower
Gwinville, Miss., Compressor Station—Install 5,000 horsepower-----	5,000
Enterprise, Miss., Compressor Station—Install 2,500 horsepower ¹ and add 3,360 horsepower by turbo-charging six existing engines-----	5,860
Gallion, Ala., Compressor Station—Install 2,500 horsepower and add 2,800 horsepower by turbocharging five existing engines-----	5,300
Elmore, Ala., Compressor Station—Install 5,000 horsepower-----	5,000
Ellerslie, Ga., Compressor Station—Install 5,000 horsepower-----	5,000
Ocmulgee, Ga., Compressor Station—Install 3,600 horsepower-----	3,600
Total additional compression proposed for South Line-----	29,760

Rankin, Miss., Compressor Station—Add 700 horsepower by supercharging and changing cylinders on two engines, (this station is located on an interconnection between Southern's "North Line" and its "South Line")-----	700
Olga, La., Compressor Station—Install 1,650 horsepower-----	1,650
Toca, La., Compressor Station—Install 10,000 horsepower-----	10,000
White Castle, La., Compressor Station—Install 1,000 horsepower-----	1,000
Franklington, La., Compressor Station—Install 2,500 horsepower-----	2,500

Total additional compression proposed for Southern Louisiana supply system----- 15,250

Total additional compression proposed for entire system-- 45,710

¹ Southern now requests permanent authorization of this 2,500-horsepower gas turbine unit which was previously authorized July 9, 1962, on an experimental basis only in Docket No. CP62-191.

Southern proposes to construct looping facilities on the following six lateral lines:

Vicksburg, Miss., Lateral—Construct 2.85 miles of 6½ inch loop.	
Pickens, Miss., Lateral—Construct 8.115 miles of 4½ inch loop.	
Columbus, Miss., Lateral—Construct 8.926 miles of 6½ inch loop.	
Calera, Ala., Lateral—Construct 10.646 miles of 12¼ inch loop.	
Cordova, Ala., Lateral—Construct 12.79 miles of 6½ inch loop and two Warrior River Crossings on the Cordova Lateral.	
Milledgeville, Ga., Lateral—Construct 6.31 miles of 8½ inch loop.	

In order to make natural gas available to 36 communities in southeastern Georgia, besides utilizing some of the aforementioned main-line compression, Southern proposes to construct 7.5 miles of 16-inch loop line running eastward from Southern's Ocmulgee Station and 173.45 miles of 12¼ inch pipeline extending in a southeasterly direction from this proposed 16-inch loop to a point near Brunswick, Georgia. According to Southern's application, Atlanta Gas will construct the necessary lateral lines to receive gas at points along Southern's 174-mile extension in order to distribute gas in the following named 35 communities:

Alley.	Jeffersonville.
Alamo.	Jesup.
Alma.	Ludowici.
Baxley.	Lumber City.
Blackshear.	Lyons.
Brunswick.	McRae.
Cadwell.	Milan.
Chester.	Montrose.
Danville.	Mount Vernon.
Darien.	Odum.
Dexter.	Patterson.
Dudley.	Reidsville.
Eastman.	Rentz.
Glennville.	Scriven.
Glenwood.	Soperton.
Hazlehurst.	Swainsboro.
Helena.	Waycross.
Hinesville.	

The second supplement to Southern's application states that the Georgia Public Service Commission issued an order November 2, 1962, in Docket No. 1748-U granting Atlanta Gas a certificate to transport gas to the above-named 35 communities and distribute natural gas therein, subject to Atlanta Gas' obtaining franchises from the two communities of Swainsboro and Lyons, franchises having already been obtained from the other 33 communities. According to Southern's application, the City of Vidalia proposes to construct a municipally-owned distribution system and obtain its gas supply from one of the laterals to be constructed by Atlanta Gas.¹ Page five of Southern's application reflects that the third-year peak day requirements of these proposed 36 communities will be approximately 31,702 Mcf.

¹ However, Vidalia's petition to intervene filed January 11, 1963, indicates that Vidalia will apparently build its own transmission line, consisting of 21½ miles of 4½-inch pipe, and receive delivery of gas directly from Southern's proposed new extension into southeastern Georgia.

If Southern is authorized to install the additional main-line compressing facilities for which a certificate is requested in this proceeding, it expects to have capacity in excess of its customers' firm requirements amounting to about 63,000 Mcf per day in the 1963-64 heating season and about 33,000 Mcf per day in the 1964-65 heating season. By the winter of 1965-66 Southern expects the peak-day requirements of its customers to equal approximately its system capacity. Since capacity will exceed requirements for two years, however, Southern seeks authorization to utilize this anticipated excess capacity to supply a peaking gas service to its customers. This service would be supplied under a new rate schedule (to be designated Rate Schedule PS) providing for a demand charge of 60 cents per Mcf of contracted service and a commodity charge of 25 cents per Mcf of gas purchased. The minimum bill would be the demand charge for the month. Its customers have already executed precedent agreements under which they have contracted for a total of 15,900 Mcf per day during the 1963-64 heating season and 17,570 Mcf per day during the winter of 1964-65.

Gulf and Humble request certificates authorizing them to sell gas to Southern under contracts executed with Southern on June 22 and June 21, respectively. This additional gas supply can be acquired by Southern if, in addition to the compressing facilities heretofore described, Southern is authorized to construct a 22-inch pipeline extending southeast from the southern terminus of the line connecting the Lake Washington Field, where Southern now purchases gas, approximately 27 miles to the point near Venice, Louisiana, at which Gulf's and Humble's gas from the West Delta Block 27 Field will be delivered to Southern. Gulf and Humble together own all of the proven reserves in this field and each has committed its proportionate part of the contract quantity of 1,275,034 MMcf to Southern. According to the application, the total proven recoverable reserves in the field substantially exceed the quantity of gas committed by Gulf and Humble to Southern, but the contract quantity Gulf and Humble have committed to Southern has priority over any other sales which the producers may ultimately make from the West Delta Block 27 Field.

The initial price specified in both Gulf's and Humble's contracts is 21.25 cents per Mcf (at 15.025 psia), including reimbursement of present taxes. Southern will be obligated to reimburse Gulf and Humble for three-fourths of any future taxes in excess of 2.3 cents per Mcf. Escalation of 2 cents per Mcf at the end of each four-year period is provided. During the first contract year, expected to begin about November 1, 1963, Southern's total combined obligation under both contracts will be to take or pay for an average of 40,000 Mcf per day; during the second year Southern will have to take or pay for a combined average of 60,000 Mcf per day; during the third year Southern will have

to take or pay for a combined average of 100,000 Mcf per day. After December 1, 1966, the average daily minimum take will be computed on the basis of an 8,000-to-1 formula, which is expected to result in a take-or-pay-for requirement after that date of a combined average of 171,000 Mcf per day. Both contracts provide for ten-year periods during which any deficiencies in minimum takes may be made up, according to Southern's application.

Southern also expects to increase its purchases from United Gas Pipe Line Company at a point near Perryville, Louisiana, from 75,000 Mcf to 100,000 Mcf per day (at 14.9 psia), commencing about November 1, 1964. If the gas which Southern proposes to purchase from Gulf and Humble and that which it expects to purchase from United Gas Pipe Line Company are included as a part of its gas supply, Southern estimates that its gas reserves in place would total about 11.4 trillion cubic feet of which about 9.08 trillion cubic feet are recoverable reserves.

Southern estimates that all the facilities proposed in its application, including facilities necessary to serve a number of communities which might become applicants pursuant to section 7(a) of the Act, would cost a total amount of approximately \$23,500,000. Southern's plan of financing contemplates that it will obtain \$16,000,000 from the sale of additional First Mortgage Bonds early in 1964, and that the remainder of the cash required will be obtained from bank loans to be repaid by December 31, 1966, from internally generated funds. Upon completion of the sale of such bonds, Southern calculates that its capitalization would be about 58.3 percent long-term debt and 41.7 percent common stock and surplus.

On October 25, 1962, Southern filed an answer to the application of River Gas in Docket No. CP63-70 stating that it had no objection to providing natural-gas service to River Gas as requested by the latter in its application since the facilities Southern proposes to construct herein, as heretofore described, would be adequate to supply River Gas without impairing Southern's ability to render adequate service to its other customers. River Gas seeks physical connection of its proposed facilities with those of Southern in Walker County near Cordova, Alabama, in order to purchase a third-year maximum daily volume of 744 Mcf and annual volumes of 66,779 Mcf in order to serve the communities of Parrish and Oakman, Alabama.

Warrior River's application indicates that it has franchises from both communities and estimates that the total cost of the facilities required to distribute natural gas in Parrish and Oakman will be \$455,000 which it expects to finance by the issuance and sale of its revenue bonds payable solely from the revenues to be derived from the operation of the proposed distribution systems.

The facilities proposed by Valley Gas in Docket No. CP63-163 would interconnect with those of Southern at a point approximately eight miles south of Opelika, Alabama, and would consist of

158.3 miles of pipeline, ranging from 6½ to 2½ inches in diameter, extending southward to connect with natural-gas distribution systems which Valley Gas proposes to construct in the Alabama communities of Ariton, Clayton, Clio, Cottonwood, Hurtsboro, Louisville, and Midway. Page two of the application shows the estimated third-year maximum daily requirements of all these communities total 4,516 Mcf and the annual requirements are 341,338 Mcf. The engineering studies submitted with Valley Gas' application reflect that smaller quantities of gas will apparently be needed for these communities than the volumes shown on page two of the application.

Similarly, although the application does not mention that Valley Gas plans to transport gas for delivery to South Georgia Natural Gas Company (South Georgia) and Ashford, Alabama, pages 101-A and 101-B of the engineering studies show that Valley Gas expects to transport 2,475,000 Mcf annually or 7,500 Mcf of gas per day, 330 days each year, for delivery to South Georgia. Of this daily volume of 7,500 Mcf about 1,250 Mcf are considered to be preferred interruptible gas for which the transportation charge is expected to be 12 cents per Mcf. Beginning in the third year and continuing thereafter, the engineering studies show that Valley Gas will also transport an annual volume of 41,830 Mcf to Ashford, Alabama.

The estimated cost of Valley Gas' proposed facilities is \$3,425,000 which Valley Gas expects to finance by the issuance and sale of its revenue bonds payable solely from the revenues to be derived from the operation of the proposed transmission and distribution systems.

Southern filed an answer to Valley Gas' application on January 9, 1963, in which Southern stated that it would be agreeable to supplying Valley Gas with the volumes of gas required for initiating natural-gas service to the above-named communities if Southern is authorized to construct the facilities for which it seeks a certificate in Docket No. CP63-26. However, Southern objects to supplying large volumes of gas to Valley Gas for transportation to South Georgia and Ashford because such an operation would require Southern to construct and operate submetering devices up to 100 miles distant from its main-line facilities. Southern claims that such deliveries would be uneconomic and discriminatory, and also observes that South Georgia's present delivery point is only six miles east of the delivery point requested by Valley Gas. Southern further points out that it has not entered into an agreement with either South Georgia or Ashford to sell the gas Valley Gas proposes to transport.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations, and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the

Commission's rules of practice and procedure, a hearing will be held March 11, 1963 at 10:00 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington 25, D.C., concerning the matters involved in and the issues presented by such applications.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 1, 1963.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-1660; Filed, Feb. 14, 1963;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

FEBRUARY 12, 1963.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 38157: *Petroleum and petroleum products to Colorado, Utah, and Wyoming.* Filed by Southwestern Freight Bureau, Agent (No. B-8341), for interested rail carriers. Rates on petroleum and petroleum products, as described in the application, in carloads, from points in southwestern territory, also Kansas and Missouri and Baton Rouge, Reserve, and New Orleans, La., to points in Colorado, Utah and Wyoming.

Grounds for relief: Market competition.

Tariff: Supplement 191 to Southwestern Freight Bureau tariff I.C.C. 4066.

FSA No. 38158: *Petroleum cresylic acid from points in Texas.* Filed by Southwestern Freight Bureau, Agent (No. B-8344), for interested rail carriers. Rates on petroleum cresylic acid, in tank-car loads, from specified points in Texas, to DeKalb, Lemont, and Niles, Ill.

Grounds for relief: Market competition.

Tariff: Supplement 140 to Southwestern Freight Bureau tariff I.C.C. 4370.

FSA No. 38159: *Clay from Deadwood, S. Dak., to points in southwestern territory.* Filed by Southwestern Freight Bureau, Agent (No. B-8345), for interested rail carriers. Rates on clay, as described in the application, in carloads, from Deadwood, S. Dak., to specified points in southwestern territory.

Grounds for relief: Market competition.

Tariff: Supplement 6 to Southwestern Freight Bureau tariff I.C.C. 4423.

FSA No. 38160: *Liquefied petroleum gas from Beaver, Okla.* Filed by Southwestern Freight Bureau, Agent (No. B-8346), for interested rail carriers. Rates on liquefied petroleum gas, and natural

gasoline, in tank-car loads, from Beaver, Okla., to points in Illinois, southern, southwestern, and western trunk-line territories.

Grounds for relief: Market competition.

Tariffs: Supplement 81 to Southwestern Freight Bureau tariff I.C.C. 4410, and other schedules named in the application.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-1683; Filed, Feb. 14, 1963;
8:50 a.m.]

[Notice 755]

MOTOR CARRIER TRANSFER PROCEEDINGS

FEBRUARY 12, 1963.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 65575. By order of February 5, 1963, the Transfer Board approved the transfer to Hollebrand Trucking, Inc., of Certificate No. MC 118192, issued October 13, 1961, to Produce Haulers, Inc., Warwick, N.Y., authorizing the transportation of: Bananas, from Philadelphia, Pa., Baltimore, Md., Weehawken, and Port Newark, N.J., and New York, and Warwick, N.Y., to points in New Jersey and New York; frozen fruits, frozen berries, frozen vegetables, and bananas, and fresh fruits, fresh berries, and fresh vegetables, between Carlstadt, N.J., and Binghamton, Mount Kisco and Waterford, N.Y. Raymond A. Richards, 35 Curtice Park, Webster, N.Y., representative for applicants.

No. MC-FC 65577. By order of February 5, 1963, the Transfer Board approved the transfer to Bee Line Express, Inc., Albertville, Ala., of the operating rights in Amended Certificate No. MC 111839, November 9, 1960, and Certificates Nos. MC 111839 Sub-1 and MC 111839 Sub-6, issued November 30, 1955, and March 21, 1961, respectively, to Ernest Upton, doing business as Bee Line Express Co., Albertville, Ala., authorizing the transportation, over regular routes, of general commodities, excluding household goods, commodities in bulk, and other specified commodities, between Chattanooga, Tenn., and Birmingham, Ala., between Rainsville, Ala., and Scottsboro, Ala., and between Scottsboro, Ala., and Chattanooga, Tenn. James L. Shores, Jr., 1001 Bank of

Savings Building, Birmingham 3, Ala., representative for applicants.

No. MC-FC 65578. By order of February 5, 1963, the Transfer Board approved the transfer to Rose Bus Service, Inc., Wallingford, Conn., of Certificate No. MC 93059 issued March 21, 1941, to C. Elmer Rose, doing business as Rose's Bus Service, Wallingford, Conn., authorizing the transportation of passengers and their baggage, restricted to traffic originating at the points indicated, in charter operations, over irregular routes, from Wallingford and Meridan, Conn., to points in New York, Massachusetts, New Jersey, Pennsylvania, and Rhode Island, and return. G. Randolph Erskin, 155 North Main Street, Wallingford, Conn., attorney at law.

No. MC-FC 65598. By order of February 6, 1963, the Transfer Board approved the transfer to Louis Maiello, Flushing, N.Y., of Certificate No. MC 117696, issued June 10, 1960, to Peter J. Florio, Corona, Long Island, N.Y., authorizing the transportation of homing pigeons, in seasonal operations, during the period extending from March 1 to October 15, both inclusive, of each year, over irregular routes, from New York, N.Y., to Wilmington, Del., Bristol, Pa., and Woodbridge, Rahway, Elizabeth, Trenton, Princeton, and New Brunswick, N.J. Morris Honig, 150 Broadway, New York 38, N.Y., attorney at law.

No. MC-FC 65605. By order of February 5, 1963, the Transfer Board approved the transfer to W. & M. Transportation Co., Inc., Lakeland, Fla., of Corrected Certificate No. MC 119939, issued October 6, 1960, to Jerry K. Marcus, doing business as W. & M. Transportation Co., Clearbrook, Va., authorizing the transportation of: Fruit products and fruit byproducts, and apple products and byproducts, from Winchester, Va., and Martinsburg, W. Va., to points in Florida and Georgia, and specified points in West Virginia and Pennsylvania. C. F. Germelman, P.O. Box 81, Winchester, Va., representative for applicants.

No. MC-FC 65608. By order of February 5, 1963, the Transfer Board approved the transfer to Raymond A. Albert, Marshall, Mo., of a portion of Certificate No. MC 94670 Sub-1 and the entire Certificate No. MC 94670 Sub-2, issued September 2, 1960, and December 27, 1962, authorizing the transportation of animal and poultry feeds, and seeds, over irregular routes, from points in Kansas east of U.S. Highway 81 to points in Saline County, Mo., fertilizer (except fertilizer in bulk, in tank vehicles), from East St. Louis, Ill., and Olathe, Kans., to points in Saline, Howard, Pettis, Lafayette, Johnson, Carroll, and Chariton Counties, Mo., and feed, from East St. Louis, Ill., to points in Saline, Howard, Pettis, Lafayette, Johnson, Carroll, and Chariton Counties, Mo. Joseph R. Nacy, 117 West High Street, P.O. Box 352, Jefferson City, Mo., attorney for applicants.

No. MC-FC 65609. By order of February 5, 1963, the Transfer Board approved the transfer to Eugene C. Ussery, Marshall, Mo., of a portion of Certificate

No. MC 94670 Sub-1, issued September 2, 1960, to Raymond A. Albert and Eugene C. Ussery, a partnership, doing business as Albert & Ussery Truck Line, Marshall, Mo., authorizing the transportation of household goods as defined by the Commission, and emigrant movables, over irregular routes, between points in Saline County, Mo., on the one hand, and, on the other, points in Iowa, Nebraska, Illinois, and Kansas. Joseph R. Nacy, 117 West High Street, P.O. Box 352, Jefferson City, Mo., attorney for applicants.

No. MC-FC 65620. By order of February 5, 1963, the Transfer Board approved the transfer to Edgar L. Rice, doing business as Crawford-Maher Stage Line, Crawford, Colo., of Certificate No. MC 31147, issued September 9, 1949, to Howard Den Beste, doing business as Crawford-Maher Stage Line, Crawford, Colo., authorizing the transportation, over a regular route of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, between Hotchkiss and Maher, Colo., over Colorado Highway 92, serving all intermediate points.

No. MC-FC 65626. By order of February 5, 1963, the Transfer Board approved the transfer to Mitchell's Express, a corporation, Hampton, N.H., of Certificate No. MC 16020, issued December 13, 1940, to Victor M. Mitchell, doing business as Mitchell's Express, Hampton, N.H., authorizing the transportation of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, over regular routes, between Boston, Mass., and Ogunquit, Maine; and Road building materials, over irregular routes, between

Swampscott, Mass., on the one hand, and, on the other, Strafford and Rockingham Counties, N.H.; and Household goods, over irregular routes, between points in Rockingham County, N.H., on the one hand, and, on the other, points in New York, Connecticut, Rhode Island, Vermont, Massachusetts and Maine. Mary E. Kelley, 10 Tremont Street, Boston 8, Mass., attorney at law.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 63-1684; Filed, Feb. 14, 1963;
8:50 a.m.]

[Drouth Order 60, Amdt. 20]

ALABAMA AND TEXAS

Authorization of Railroads To Transport Livestock Feed, Hay and Cotton Seed Hulls at Reduced Rates

It appearing that due to the drouth conditions existing in the States of Pennsylvania, New Jersey, and New York, the Commission issued its Drouth Order No. 60 under section 22 of the Interstate Commerce Act authorizing the railroads subject to the Commission's jurisdiction to transport livestock feed and hay to the drouth area at reduced rates;

And it further appearing that the United States Department of Agriculture has requested the Commission to enter an order authorizing the same authority to two additional counties located in the States of Alabama and Texas.

It is ordered, That Drouth Order No. 60, as amended, be, and it is hereby, further amended to provide that the

authority therein granted to establish reduced rates on the commodities named therein shall also apply, subject to the same terms and conditions, to establish and maintain reduced rates on cotton seed hulls, livestock feed and hay to the destinations in the Alabama county and on livestock feed and hay only to the Texas county, as named below viz.:

Alabama, 1 county viz.: Shelby.
Texas, 1 county viz.: Frio.

It is further ordered, That in all other respects Drouth Order No. 60, as amended, shall remain in full force and effect.

And it is further ordered, That notice to the affected railroads and the general public shall be given by depositing a copy of this order in the Office of the Secretary of the Commission and by filing a copy with the Director, Office of the Federal Register; and that copies be mailed to the Chairman of the Traffic Executive Association-Eastern Railroads, New York, New York, the Chairman of the Southern Freight Association, Atlanta, Georgia, the Chairman of the Executive Committee, Western Traffic Association, Chicago, Illinois, the Traffic Vice-President of the Association of American Railroads, Washington, D.C., and to the President of the American Short Line Railroad Association, Washington, D.C.

Dated at Washington, D.C., this 11th day of February A.D. 1963.

By the Commission, Vice-Chairman
McPherson.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 63-1688; Filed, Feb. 14, 1963;
8:50 a.m.]

CUMULATIVE CODIFICATION GUIDE—FEBRUARY

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